

THE  
**JOURNAL OF THE ASSEMBLY**

OF THE  
**FORTY-FIRST SESSION**

OF THE  
**LEGISLATURE OF THE STATE OF NEVADA**

**1943**

**BEGUN ON MONDAY, THE EIGHTEENTH DAY OF JANUARY, AND ENDED  
ON THURSDAY, THE EIGHTEENTH DAY OF MARCH**



**CARSON CITY, NEVADA**  
**STATE PRINTING OFFICE - - JACK MCCARTHY, SUPERINTENDENT**  
**1943**

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## ARRANGEMENT AND CONTENTS OF VOLUME

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	PAGE
INDEX TO ASSEMBLY BILLS.....	v
INDEX TO ASSEMBLY RESOLUTIONS AND MEMORIALS.....	xxiii
INDEX TO SENATE BILLS.....	xxvii
INDEX TO SENATE RESOLUTIONS AND MEMORIALS.....	xxvii
NAMES AND ADDRESSES OF ASSEMBLYMEN.....	xxix
ASSEMBLY PROCEEDINGS.....	1-351
GENERAL INDEX.....	355



## INDEX TO ASSEMBLY BILLS

<i>No.</i>	<i>Title</i>	<i>Page</i>
1.....	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, as amended March 30, 1935. McElroy.....	3, 4, 332
2.....	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. Jepson and Covington.....	30, 38, 119, 127, 165, 178, 181
3.....	An Act to amend section 10 of an Act entitled "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," approved March 30, 1935. Elko County Delegation.....	33, 42, 46, 51, 68, 77, 78
4.....	An Act authorizing the State Treasurer to use a facsimile signature to pay warrants drawn upon him by the State Controller. Burke.....	33, 35, 42, 51, 54
5.....	An Act to provide an alternate emergency routing for a portion of Route 3 of the State Highway System of Nevada and for its construction and maintenance under the provisions of the "General Highway Law of the State of Nevada, approved March 23, 1917, together with Acts amendatory thereof or supplementary thereto, approved March 28, 1941." Nye, Mineral, and Lyon County Delegations.....	33, 42
6.....	An Act to amend section 21 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. Boak.....	34, 46, 70, 75, 76, 243, 248, 251
7.....	An Act to amend section 16, being section 2375 N. C. L., of an Act entitled "An Act regulating the registration of electors for general, special, and primary elections, approved March 27, 1917," as amended. Boak.....	34, 46, 70, 75
8.....	An Act to amend an Act entitled "An Act relating to elections," approved March 24, 1917. Boak.....	34, 51, 70, 75, 76, 243, 248, 251
9.....	An Act to amend an Act entitled "An Act to provide a method for voting at 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 precinct 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. Boak.....	35, 51, 70, 75, 76, 243, 244, 249, 260, 310, 322, 326
10.....	An Act to authorize the Board of Dental Examiners of Nevada to issue, modify, and revoke temporary licenses to practice dentistry within therein particularly designated parts of the State, to make lawful and regulate the practice of dentistry under such temporary licenses, and other matters relating thereto, and to fix the date of the expiration hereof. Grant.....	35, 48, 70, 76, 77, 106, 109, 112
11.....	An Act providing an excise tax on gasoline and other motor fuels used in propelling or the flying of airplanes and other aircraft, making the provisions of chapter 74, Statutes of 1935, applicable thereto, authorizing the Nevada Tax Commission to administer this Act, and to pay the proceeds therefrom to the State Highway Department; authorizing said Highway Department to construct and	

No.	Title	Page
	maintain highways and roads adjacent to airplane landing fields, and to construct and maintain emergency landing strips along highways, and to provide regulations for their use, and other matters properly related to the purposes of this Act. Boak.....	36, 48
12....	An Act to amend an Act entitled "An Act regulating the hours of service and fixing the minimum compensation therefor of females employed in private employment in this State, and providing certain exceptions thereto; providing the mode of payment of the compensation of such females, and providing compensation for female employees reporting for duty but not permitted to enter upon such duties; providing for special uniforms for female employees; defining the duties of certain persons in relation hereto; prescribing penalties for the violation thereof, and other matters properly relating hereto," approved March 29, 1937, by amending the title and certain sections thereof. Ryan.....	39, 53, 118, 126, 135, 142, 243, 244, 252, 255
13....	An Act relating to employer and employee, regulating the payment of wages, salary, or compensation, making it unlawful for the employer to pay the employee a lower wage, salary, or compensation than that agreed upon through a collective bargaining agreement or than required to pay by statute or contract, or for employers to require employees to rebate any part of their wage, salary, or compensation, and providing penalties for the violation of this Act. Ryan.....	39, 53, 61, 66, 243, 244, 252, 255
14....	An Act to amend an Act entitled "An Act to provide a means of incorporating banks and trust companies; to authorize banks and trust companies to conduct certain kinds of business; to provide for the regulation and control of such business; to provide for the appointment of a Superintendent of Banks; to prescribe the powers and duties of the State Board of Finance relative to the business of banking; to conform the charters of banks and trust companies now operating under the laws of the State of Nevada to the provisions of this Act; to incorporate herein the provisions of the General Corporation Law, as amended; to provide for the reorganization, incorporation of assets, and the liquidation of banks and trust companies in certain cases; to make the violation of the provisions hereof criminal offenses, and to prescribe the punishment thereof; to repeal certain Acts and all Acts or parts of Acts in conflict herewith; and other matters relating to banks and trust companies," approved March 28, 1933, as amended. McElroy.....	39, 55, 62, 66, 78, 85, 89
15....	An Act to amend an Act entitled "An Act to amend an Act entitled 'An Act creating the office of Labor Commissioner of this State, providing for the appointment of such commissioner and other employees, defining their duties and fixing their compensation, and providing a penalty for the violation of its provisions, and other matters relating thereto,' approved March 24, 1915," as amended and approved March 24, 1941. Smith.....	40, 53, 193
16....	An Act for the relief of the office of Superintendent of Public Instruction for the care of the deaf, dumb, and blind, and making an appropriation therefor. Jepson.....	40, 51, 67, 72, 147, 158, 163
17....	An Act to amend an Act entitled "An Act to provide for the education of the deaf and dumb and the blind of the State of Nevada," approved March 2, 1869, as amended, and approved March 24, 1905; as amended and approved March 29, 1907. Jepson.....	40, 53, 118, 125, 126, 185, 196, 201
18....	An Act amending an Act entitled "An Act relating to the licensing of persons operating motor vehicles upon highways, and to make uniform the law relating thereto, providing for a board of examiners therefor, defining the duty of certain officers and other persons in relation thereto, and other matters properly relating thereto." Churchill County Delegation.....	42, 58
19....	An Act to amend an Act entitled "An Act to provide for the creation, organization, and maintenance of the Nevada State Police, prescribing the powers and duties of the officers and members thereof in maintaining peace,	

INDEX TO ASSEMBLY BILLS

vii

No.	Title	Page
	order, and quiet in the State of Nevada, fixing their compensation, providing certain penalties, and other matters relating thereto, making an appropriation therefor, and repealing all Acts or parts of Acts in conflict therewith, approved January 29, 1908," as amended. White Pine County Delegation, Taber, Tavelle, and McElroy.....	42, 43, 58, 210, 220, 316, 326, 336, 343, 345, 347
20.....	An Act to create a fund in the State Treasury of the State of Nevada to be known as the Emergency Fund of the Nevada Hospital for Mental Diseases, and other matters pertaining thereto. Jepson.....	43, 58, 283
21.....	An Act to amend an Act entitled "An Act to provide for the government of the State Prison of the State of Nevada," approved March 7, 1873, as amended. White Pine County Delegation, Taber, Tavelle, and McElroy.....	43, 58, 257, 262, 267, 344, 345, 347
22.....	An Act to appropriate money to the State Welfare Department for its use in completing relief projects provided for in 1941 Statutes of Nevada, chapter 81. Tandy.....	45, 58, 60, 61, 68, 77, 78, 106
23.....	An Act to amend section 1 of an Act entitled "An Act to enable counties to establish and maintain public hospitals, levy a tax and issue bonds therefor, elect hospital trustees, maintain a training school for nurses, and provide suitable means for the care of such hospitals and of disabled persons, and repealing a certain Act," approved March 27, 1929, as amended. Washoe County Delegation.....	45, 55, 62, 66, 106, 117, 118, 159, 169, 174
24.....	An Act to amend an Act entitled "An Act to enable counties to establish and maintain public hospitals, levy a tax and issue bonds therefor, elect hospital trustees, maintain a training school for nurses, and provide suitable means for the care of such hospitals and of disabled persons, and repealing a certain Act," approved March 27, 1929, as amended by chapter 105, Statutes 1937. Washoe County Delegation.....	45, 55
25.....	An Act to amend section 2 of an Act entitled "An Act providing for the supervision, management, government, control, and maintenance of county hospitals, county isolation hospitals, county homes for the indigent sick, county workhouses for indigents, and county poor farms in each county where a tax has been or is hereafter authorized by the voters to establish and maintain a public hospital," approved March 11, 1931, as amended. Washoe County Delegation.....	45, 118, 125
	.....Assembly Substitute for A. B. No. 25.....	125, 169, 178, 181
26.....	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 authorizing the establishment of a city government therefor, and other matters relating thereto," approved March 16, 1911, by adding thereto a section to be known as section 31½ of chapter 2. Clark County Delegation.....	46, 58, 74, 83, 84, 124, 135, 142
27.....	An Act amending 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. Smith.....	48, 64
28.....	An Act relating to assignments by employees to any organization of employers, defining the duties of employers in relation thereto, and other matters properly connected therewith. Smith.....	48, 49, 58
29.....	An Act to amend 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 as amended from time to time thereafter	

No.	<i>Title</i>	<i>Page</i>
	by amending sections 1 and 5 of article III, section 2 of article V, sections 1 and 2 of article IX, section 1 of article X, and section 10k of article XII thereof, and by adding to article IX a new section to be known as section 4, and by adding to article XII thereof two new sections to be known as section 10m and section 10n, and by adding thereto a new article to be known as article XX, establishing a civil service commission for the city of Reno. Washoe County Delegation.....	49, 70, 120, 128, 165, 178, 181
30....	An Act to amend 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 as amended from time to time thereafter by amending section 5 of article IV, section 4 of article V, section 3 of article IX, section 7 of article X, and section 4 of article XI thereof. Washoe County Delegation.....	49, 70, 167, 177, 213, 232, 235
31....	An Act to establish a vehicle code, thereby consolidating, revising, and reenacting the law relating to vehicles and vehicular traffic, and to repeal certain Acts and parts of Acts specified herein. Jepson.....	49, 55, 57
32....	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. Jepson.....	49, 50; 58, 67, 71
33....	An Act authorizing and directing the Board of Regents of the University of Nevada to accept for and on behalf of the State of Nevada a good and sufficient deed to certain lots or parcels of land from the Nevada Art Gallery, Inc., prescribing the duties of the Board of Regents of the University of Nevada in relation thereto, and other matters properly relating thereto. Jepson.....	50, 58, 67, 72, 109, 112
34....	An Act to amend an Act entitled "An Act to establish commissioner districts in the county of Washoe, and providing for the election of members of the Board of County Commissioners thereof," approved February 24, 1933. Crawford.....	50, 58
35....	An Act to define and regulate the business of lending in amounts of three hundred dollars or less; to authorize the licensing of persons engaged in such business; to permit such licensees to make charges at a greater rate than lenders not licensed hereunder; to prescribe maximum rates of charges which licensees are permitted to make; to regulate assignments of wages or salaries, earned or to be earned, when given as security for a loan of or as consideration for a payment of three hundred dollars or less; to provide for the administration and enforcement of this Act and for the issuance of regulations and orders therefor; to authorize the making of examinations and investigations and the publication of reports thereof; to provide for a review of administrative acts hereunder; to prescribe penalties; and to repeal all Acts and parts of Acts, whether general, special, or local, which relate to the same subject matter as this Act so far as they are inconsistent with the provisions of this Act. McElroy.....	51, 52, 61, 236, 246, 323, 324, 342, 344
36....	An Act to aid the prosecution of the war by providing for the creation of local agencies to cooperate with the Federal Government in making housing available for persons engaged in war industries and activities, and by granting certain powers to public bodies, and other matters properly relating thereto. Nye, Humboldt, Clark, Pershing, Lincoln, and Mineral County Delegations.....	52, 61, 97, 102, 159, 169, 174
37....	An Act to amend an Act entitled "An Act authorizing the establishment of a revolving fund for the payment of State Water Commissioners, and other matters in connection therewith," approved March 30, 1931. Bastian.....	56, 67, 82, 88, 165, 178, 181
38....	An Act to amend an Act entitled "An Act providing for the government of the towns and cities of this State," approved February 26, 1881, the same being sections 1231-1247 Nevada Compiled Laws 1929, as amended. Clark County Delegation.....	56, 74, 84, 88, 213, 214, 232, 235



INDEX TO ASSEMBLY BILLS

ix

No.	Title	Page
39.....	An Act making appropriation for the support of the civil government of the State of Nevada for the fiscal years ending June 30, 1944-1945. Committee on Ways and Means.....	58, 74
40.....	An Act to amend an Act entitled "An Act to encourage and promote improvement and quality of livestock in the State of Nevada; to create the Nevada State Livestock Showboard, and to provide for a State Livestock Show," approved March 29, 1929, as amended. Elko County Delegation.....	58, 70, 82, 83, 88, 243, 248, 251
41.....	An Act for the relief of United Air Lines Transport Corp. Burke.....	61, 70, 95, 101, 213, 232, 235
42.....	An Act to amend an Act entitled "An Act authorizing clerks for justice courts in townships having fifteen thousand or more population, fixing the duties of said clerks; and other matters relative thereto, and repealing all Acts or parts of Acts in conflict herewith," approved March 25, 1939. Washoe County Delegation.....	62, 70, 98, 107, 315, 334, 342, 344
43.....	An Act making an appropriation for the control of rodents and predatory animals, in cooperation with the Federal Government, prescribing the duties of the State Board of Stock Commissioners in connection therewith, and other matters relating thereto. Committee on Livestock.....	62, 70, 103, 111, 310, 324, 342, 344
44.....	An Act to amend 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, together with the Acts amendatory thereof or supplemental thereto. Dickerson.....	62, 70, 82, 87, 88, 89, 147, 158, 163
45.....	An Act to amend an Act entitled "An Act to provide for cooperation between State and county officers and agencies and between State agencies and the Federal Government in relation to grazing lands, for the disposition of money received from the Federal Government, for the creation of State Grazing Boards to direct and guide disposition of such money, and defining their powers and duties, providing for certain duties by State and county officials, and other matters relating thereto," approved March 14, 1939, as amended March 31, 1941, by further amending the title thereof, adding two new sections to be known as sections 3 $\frac{1}{2}$ and 4 $\frac{1}{2}$ , and by further amending section 4 thereof. Duffin.....	63, 70, 92, 100, 169, 178, 181
46.....	An Act to amend an Act entitled "An Act for the government and maintenance of the State Orphans' Home," approved March 1, 1873, as amended. Committee on Social Welfare.....	65, 74, 78, 83, 92, 98, 171, 180, 230, 231, 248, 311
47.....	An Act authorizing and directing the Board of the Nevada School of Industry to convey to the Elko Lamoille Power Company, a Nevada corporation, certain land in Elko County, Nevada, as a right-of-way and easement for the construction, reconstruction, maintenance, and repair of a power line; providing for ingress and egress thereto, and other matters incidental thereto; providing for reconveyance to the State of Nevada on certain conditions, and other matters properly relating thereto. Elko County Delegation.....	65, 74, 103, 110, 111, 197, 206, 210
48.....	An Act to amend an Act entitled "An Act to regulate the racing of horses in the State of Nevada, and to establish a State Racing Commission, and to define its powers and duties, and prescribing a penalty for violations thereof," approved February 20, 1915, as amended. Grant.....	65, 74, 95, 100, 230, 231, 248, 251
49.....	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. Committee on Public Health.....	68, 74, 303, 305, 336, 344, 346

<i>No.</i>	<i>Title</i>	<i>Page</i>
50.....	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. Committee on Public Health.....	68, 74, 303, 305, 323, 342, 344
51.....	An Act providing for the investigation and control of injurious insect pests in the State of Nevada, and making an appropriation therefor. Committee on Livestock.....	68, 74, 92, 104, 111, 112, 274, 277, 280
52.....	An Act making an appropriation to assist the State Board of Stock Commissioners in combating certain livestock diseases constituting a menace to the public health. Committee on Livestock.....	68, 74, 92, 104, 111, 197, 206, 210
53.....	An Act to amend an Act entitled "An Act concerning and relating to Lincoln County officers, providing for the appointment of their deputies, and defining the duties of said officers and deputies, and fixing their compensation," approved March 26, 1941. Lincoln County Delegation.....	71, 78, 202, 209, 266, 276, 277
54.....	An Act authorizing the Board of Education of Las Vegas Union School District of Las Vegas, Clark County, Nevada, to execute a deed to certain school property in said district to Lola Williams. Grant.....	71, 78, 95, 100, 101, 133, 137, 142, 165, 169, 174, 206, 218, 266, 276, 277
55.....	An Act to amend an Act entitled "An Act relating to insurance, defining certain words and terms, defining domestic companies, foreign or alien companies, unauthorized companies, and other companies, individuals or corporations engaged in the business of insurance in the State of Nevada; providing for the regulation of insurance companies, insurance business, providing the manner in which insurance companies may operate and conduct business in the State of Nevada; designating the Insurance Commissioner of the State of Nevada, defining his powers and duties in respect to insurance companies and insurance business in the State of Nevada; defining the different forms of insurance, providing for consolidation thereof; providing for the licensing and qualification of agents of insurance companies, defining their powers, duties, and limitations; providing for fees, costs, and expenses for the operation of insurance companies and their agents under the provisions of this Act; providing penalties for the violation of the provisions of this Act, repealing certain Acts, and other matters properly connected herewith," approved March 31, 1941, by adding a new section and subsections. Committee on Insurance.....	71, 78, 99, 110, 196
56.....	An Act to amend an Act entitled "An Act providing for the publication of receipts and disbursements and a statement of the finances of every incorporated city in Nevada by the City Clerks thereof, providing penalties for the violation hereof, and other matters properly relating thereto," approved March 23, 1939. Committee on Public Printing.....	71, 72, 78, 95, 101, 197, 223, 232, 235
57.....	An Act for the recognition of service of State, county, and township officers who have served for twenty-five years or more in any State, county, or township office in Nevada. Humboldt County Delegation.....	75, 85
58.....	An Act to amend an Act entitled "An Act concerning public schools, and repealing certain Acts relating thereto," approved March 20, 1911, as amended, by adding a new section to be known as section 67½. Grant.....	75, 85, 92, 99, 100
59.....	An Act to amend 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 therefor, defining the powers and duties of certain 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	

INDEX TO ASSEMBLY BILLS

No.	Title	Page
	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, together with the Acts amendatory thereof or supplemental thereto," approved March 28, 1941. Committee on Fish and Game.....	79, 85, 98, 109, 169, 185, 196, 201
60.....	An Act to amend an Act entitled "An Act creating a department to be known as the State Parks Commission of the State of Nevada, designating the members thereof, the qualifications thereof, the method of appointing the same, their term of office, power and duties, providing for the expense thereof by making an appropriation therefor, providing a penalty for the violation thereof, and other matters properly relating thereto," approved March 26, 1935, as amended. Lincoln County Delegation.....	79, 89, 168, 171, 179, 196, 231, 248, 251
61.....	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, together with the Acts amendatory thereof or supplementary thereto. Committee on Judiciary.....	79, 89, 135, 141
62.....	An Act authorizing and directing the State Board of Education to renew teachers' certificates expiring in 1943 and during the duration of World War No. II. McElroy.....	80, 89
63.....	An Act to provide for the extension of operators' and chauffeurs' licenses for persons in the military services of the United States. Committee on Roads and Highways.....	63, 89, 98, 109, 213, 214, 232, 235
64.....	An Act to amend an Act entitled "An Act relating to the licensing of persons operating motor vehicles upon highways and to make uniform laws relating thereto, providing for a Board of Examiners therefor, defining the duty of certain officers and other persons in relation thereto, and other matters properly relating thereto," approved March 31, 1941, by amending certain sections thereof and adding certain sections thereto. Committee on Roads and Highways.....	81, 89, 102, 107, 301, 302, 304, 326, 342, 344
65.....	An Act relating to the issuance of emergency chauffeurs' licenses for the operation of school busses during the existing war period, defining the requirements therefor, fixing the effective term hereof, and suspending all Acts or parts of Acts in conflict herewith; and other matters properly relating hereto. Committee on Roads and Highways.....	81, 89, 103, 110, 132, 139, 169, 185, 193
66.....	An Act to amend section 1 of an Act entitled "An Act to form agricultural districts, to provide for the organization of agricultural associations therein, and for the management and control of the same by the State," approved March 7, 1885, as amended. Washoe County Delegation.....	86, 96, 98, 109, 110, 260, 268, 270
67.....	An Act to establish commissioner districts in the county of Mineral, and provide for the election therefrom of members of the Board of County Commissioners. Donnelly.....	89, 96, 98, 109, 147, 158, 163
68.....	An Act for the relief of Mineral County Power System. Donnelly.....	89, 90, 96, 119, 127
69.....	An Act for the relief of Mineral County Power System. Donnelly.....	90, 96, 119, 126, 213, 232, 235
70.....	An Act for the relief of Hawthorne Water System Fund. Donnelly.....	90, 96, 119, 127, 213, 232, 235

<i>No.</i>	<i>Title</i>	<i>Page</i>
71.....An	Act to provide for the payment of a bounty to encourage the boring of wells in searching for oil, and making an appropriation therefor. Kelly.....	93, 106, 306, 307, 323, 324, 342, 344
72.....An	Act fixing and regulating the salary of the Superintendent of State Printing. Kelly.....	93, 106, 181, 182, 189
73.....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, and all Acts supplementary thereto and amendatory thereof. Kelly.....	93, 106, 182, 189
74.....An	Act to amend an Act entitled "An Act to create a State Board of Finance, defining its powers and duties, and other matters connected therewith, and repealing all Acts and parts of Acts in conflict herewith," approved March 25, 1919. Kelly.....	93, 106, 170, 178
75.....An	Act to amend 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, as amended. Kelly.....	94, 106, 182, 189
76.....An	Act to provide additional compensation for the employees of certain State elective officers. Kelly.....	94, 102, 182, 190, 282, 283, 323, 324, 329, 337, 339, 344, 346
77.....An	Act to amend an Act entitled "An Act regulating the salaries of certain employees in the various State offices and departments," approved March 30, 1929, as amended, and all Acts and parts of Acts amendatory or supplementary thereto, and repealing all Acts and parts of Acts in conflict herewith. Kelly.....	94, 102, 183, 190, 243, 248, 251
78.....An	Act to amend an Act entitled "An Act to provide for free public libraries in counties, and other matters relating thereto," approved March 21, 1925, as amended. Taber.....	94, 106, 132, 138, 185, 186, 196, 201
79.....An	Act to authorize and direct the State Controller to make pay roll deductions in conformity with the United States Revenue Act of 1942, and to make such further deductions and perform such other services as may be imposed by the Congress of the United States; to engage necessary help to carry out the provisions of the United States Revenue Act as is now in force or may hereafter be enacted. Committee on Ways and Means.....	94, 106, 163, 166, 213, 232, 235
80.....An	Act relieving the County Treasurer of Washoe County, Nevada, of certain liability in connection with money on deposit in certain closed banks; authorizing and directing the County Treasurer and County Auditor of Washoe County, Nevada, to perform certain acts in relation thereto, and other matters properly connected therewith. Washoe County Delegation.....	95, 106, 120, 128, 165, 178, 181
81.....An	Act to repeal section 6 of an Act entitled "An Act defining and regulating the practice of optometry in the State of Nevada; providing for the appointment of the State Board of Optometry and fixing their duties; providing for the issuance and revocation of licenses to practice optometry; defining unprofessional conduct, and fixing penalties therefor; defining certain misdemeanors and providing penalties therefor; repealing all other Acts or parts of Acts in conflict herewith; and other matters properly relating thereto," as amended. Washoe County Delegation.....	96, 106, 289
82.....An	Act creating the office of Veterans' Service Commissioner, providing the qualifications, the manner of appointment, duties, salary, and term of office of such officer, providing an appropriation therefor, and declaring an emergency to exist. Burke, Tandy, Grant, Floathe, and Smith.....	96, 106, 158, 166, 323, 324, 342, 344

INDEX TO ASSEMBLY BILLS

xiii

<i>No.</i>	<i>Title</i>	<i>Page</i>
83.....	An Act to promote the public safety by regulating the operation of motor vehicles at grade crossings of roads, streets, or highways over steam railroad tracks within the State of Nevada, and providing penalties for the violation thereof. Covington.....	96, 106
84.....	An Act to prohibit the transporting of livestock in self-propelled or drawn vehicles on the public roads, streets, or highways of this State where the bodies of said vehicles are so constructed as to prevent the viewing and inspection of said livestock without removing from the sides or rear of said bodies obstructions to a plain view thereof, and providing a penalty for the violation hereof. Crawford.....	96, 97, 106
85.....	An Act to authorize the Department of Highways, State of Nevada, to cooperate with the Public Roads Administration of the United States in the construction and maintenance of flight strips and of certain classes of highways, in order to facilitate the war effort. Grant.....	97, 106, 230, 245, 291, 302, 303
86.....	An Act for the relief of Roy C. Williams, Eastgate Ranch, Churchill County, Nevada. Churchill County Delegation.....	97, 106
87.....	An Act prohibiting willful corporal injury to wife or child, and providing penalties for the violation thereof. Phillips.....	99, 112, 114
88.....	An Act requiring the State Health Department to inspect food establishments, granting authority to the health officer to inspect food establishments, granting power to adopt an interpretive code, permitting sampling and condemnation of food products, regulating control of infectious diseases in food handlers, regulating the inspection, grading, degrading, posting of grade notices, and publication of grades of food establishments; regulating the issuance and revocation of permits and licenses to operate food establishments, setting up standards of sanitation of food establishments, detailing certain unlawful practices, enforcement of this Act, and fixing of penalties. Kelly.....	99, 112, 119, 127, 128, 231, 236, 241, 291, 302, 303
89.....	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 convictions; create the State Board of Parole Commissioners, define its powers and duties, and matters relating thereto," approved March 22, 1933. Taber.....	102, 112, 135, 141, 142, 206, 214, 216
90.....	An Act authorizing prison labor to be used in the repairing of sacks; authorizing the Warden of the State Prison to purchase machinery and supplies for such work, and providing an appropriation for such purpose, and other matters properly connected therewith. Mack.....	105, 114, 124, 137, 197, 198, 202, 203, 214, 216
91.....	An Act authorizing the County Treasurer and the County Auditor of Clark County, of the State of Nevada, to transfer certain funds now in the treasury of said county. Grant.....	107, 119, 132, 138, 185, 196, 201
92.....	An Act for the relief of Nevada Rock and Sand Company, a Nevada corporation. Burke.....	107, 119, 183, 192, 243, 248, 251
93.....	An Act to amend an Act entitled "An Act concerning crimes and punishments, and repealing certain Acts relating thereto, approved March 17, 1911, as amended. White.....	107, 119, 156, 159
94.....	An Act relating to the sale or lease of tools, machinery, and equipment of the State, or any of its political subdivisions and departments, to the United States, or to certain persons or firms in its behalf, for war purposes. McElroy.....	107, 119, 135, 141, 197, 206, 210
95.....	An Act protecting licensed trappers from the loss of traps; and all animals legally caught therein; providing a penalty for the violation thereof; and other matters properly relating thereto. Crawford.....	107, 119

<i>No.</i>	<i>Title</i>	<i>Page</i>
96....	An Act to amend an Act entitled "An Act to establish commissioner districts in the county of Washoe, and providing for the election of members of the Board of County Commissioners thereof," approved February 24, 1933. Crawford.....	108, 119
97....	An Act to amend an Act entitled "An Act concerning crimes and punishments, and repealing certain Acts relating thereto," approved March 17, 1911. Crawford.....	115, 135, 183, 191
98....	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 for the method of selecting the officers therefor, defining the powers and duties of certain officers and other persons; defining certain terms; providing for the licensing of and regulating of hunting, trapping, game farming and game fishing; providing for a license for fur dealers; 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 acquisition 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 other matters properly relating thereto; repealing all Acts and parts of Acts in conflict herewith. Ruedy, Capurro, Hall, and Smith.....	115, 158, 223, 233, 235
99....	An Act relieving the City Treasurer of the city of Reno of all liability by reason of a loss sustained by the city of Reno of certain funds on deposit in certain closed banks, authorizing and directing the City Treasurer and City Auditor of the city of Reno to make certain changes in their official records, and other matters properly connected therewith. Burke.....	115, 135, 143, 156, 185, 196, 201
100....	An Act to amend an Act entitled "An Act authorizing and regulating boxing and wrestling contests for prizes or purses, or where an admission is charged, and limiting such boxing contests to fifteen rounds; to create the Nevada Athletic Commission, empowered to license and regulate such contests and all participants therein; to prescribe conditions under which such licenses shall be issued and contests held, authorizing the said commission to appoint county inspectors; to prescribe a penalty for violations of this Act, and other matters properly relating thereto," approved March 13, 1941, by amending section 2 and adding a new section to be known as section 6 $\frac{1}{2}$ . Ryan.....	116, 135, 156, 162, 213, 232, 235
101....	An Act to promote public morals, by abolishing civil causes of action for breach of promise to marry, and alienation of affections; prohibiting the bringing, prosecution, or settlement of any such actions; prescribing penalties for the violation of this Act, and other matters connected therewith. Committee on Judiciary.....	116, 135, 167, 174, 180, 213, 232, 235
102....	An Act creating the office of State Military Election Commissioner, making the Secretary of State Ex Officio Election Commissioner, providing the duties thereof, and a salary therefor. Kelly.....	116, 135, 170, 178, 179
103....	An Act creating the office of State Fiscal Agent for the Federal Government, making the State Controller Ex Officio Agent, providing the duties thereof, and a salary therefor. Kelly.....	116, 135, 170, 171, 179
104....	An Act creating the office of State Disbursing Officer for the Federal Government, making the State Treasurer Ex Officio Disbursing Officer, providing the duties thereof, and a salary therefor. Kelly.....	117, 135, 171, 179
105....	An Act to amend an Act entitled "An Act regulating the fiscal management of counties, cities, towns, school districts, and other governmental agencies," approved March 22, 1917, together with all Acts amendatory thereof or supplemental thereto. Jepsen.....	117, 135

INDEX TO ASSEMBLY BILLS

XV

No.	Title	Page
106....	An Act providing for the reconstruction and paving of State Highway Route 67 and requiring the same to be done by the Nevada State Highway Department; providing for the payment of such reconstruction and paving and requiring the city of Reno to share therein; providing for an appropriation therefor, and other matters related thereto. Washoe County Delegation.....	120, 135, 242, 249, 264
107....	An Act to amend an Act entitled "An Act to enable counties to establish and maintain public hospitals, levy a tax and issue bonds therefor, elect hospital trustees, maintain a training school for nurses, and provide suitable means for the care of such hospitals and of disabled persons, and repealing a certain Act," approved March 27, 1929, as amended. Washoe County Delegation.....	121, 135, 143, 155, 156
108....	An Act to prohibit the sale of cigarettes as "loss-leaders," with intent to injure competitors or to destroy competition, and to stabilize and increase collections under the cigarette tax laws. Kelly.....	121, 135, 214, 226
109....	An Act to prevent, check, and control fires upon the range lands and other specified places in the State of Nevada, and providing a penalty for the violation thereof. Crawford.....	121, 135, 183, 186, 263
110....	An Act authorizing and empowering Boards of County Commissioners, under certain conditions, to transfer surpluses in emergency loan funds to the school funds of the school districts incurring such loans. Mrs. Sharp.....	124, 143, 156, 161, 214, 232, 235
111....	An Act to amend an Act entitled "An Act concerning the county officers in the county of Lyon, State of Nevada, consolidating certain offices in said county, fixing the salary and compensation of said officers, regulating the appointment of deputies and the compensation thereof, requiring the officers of said county to make report of all fees collected by them to the Board of County Commissioners, and other matters properly relating thereto, and repealing all Acts and parts of Acts in conflict therewith," approved March 5, 1923. Lyon County Delegation.....	128, 143, 156, 162, 197, 206, 210
112....	An Act to amend an Act entitled "An Act concerning public schools, and repealing certain Acts relating thereto," approved March 20, 1911, as amended, by adding thereto a new section to be known as section 179½. Elko County Delegation.....	129, 139, 156, 161, 214, 232, 235
113....	An Act to appropriate money for the support of the State Welfare Department as created by chapter 127, Statutes of Nevada 1937; providing for the expenditure of said appropriation, and other matters relating thereto. Committee on Social Welfare.....	129, 143, 210, 220, 283, 286, 289
114....	An Act to amend the title of and to amend an Act entitled "An Act to define osteopathy and to authorize and regulate the practice of osteopathic physicians and surgeons, and to provide penalties for the violation of this Act, and other matters properly connected therewith," approved March 18, 1925. McElroy (by request).....	129, 139
115....	An Act to amend an Act entitled "An Act fixing the salaries and compensation of the officers and deputy officers of Clark County, and repealing all other Acts and parts of Acts in conflict therewith," approved March 3, 1931, as amended March 25, 1931, as amended March 28, 1941. Clark County Delegation.....	129, 143, 247, 252, 291, 302, 303
116....	An Act providing that any county in the State in which a water storage and hydroelectric project constructed and owned by the United States is situated and money is paid to the State by or through the Treasury of the United States to compensate for taxes and potential taxes lost, because of the fact that the property constituting such project is owned by the United States and is, therefore, exempt from taxation, may sue the State of Nevada to determine and recover its fair share of any moneys so paid in lieu of taxes or in compensation for taxes lost, and relating to the evidence to be used in such suit, and other matters relating thereto. Clark County Delegation.....	129, 158

<i>No.</i>	<i>Title</i>	<i>Page</i>
117.....	An Act requiring the State Printing Office, departments of State government, counties, municipalities, towns, schools, school districts, irrigation districts, and farm bureaus to purchase photo engraved plates from firms maintaining their principal place of business within the State of Nevada. Burke.....	130, 143, 228, 239, 291, 302, 303, 329, 334, 335, 339, 344, 346
118.....	An Act to amend an Act entitled "An Act concerning the resignation of Justices of the Supreme Court and Judges of the District Courts within the State of Nevada, and providing for a pension for the same, and the manner of payment thereof," approved March 23, 1937, by adding two new sections to be known as sections 3a and 3b. Phillips.....	130, 143, 211, 221
119.....	An Act to amend an Act entitled "An Act regulating the hours of service and fixing the minimum compensation therefor of females employed in private employment in this State, and providing certain exceptions thereto; providing the mode of payment of the compensation of such females, and providing compensation for female employees reporting for duty but not permitted to enter upon such duties; providing for special uniforms for female employees; defining the duties of certain persons in relation hereto; prescribing penalties for the violations thereof, and other matters properly relating hereto," approved March 29, 1937, as amended by chapter 78 of the 1939 Statutes of Nevada, by adding a new section to be known as section 2½, temporarily suspending certain provisions of the Act. Covington and Jepson.....	130, 143, 242, 250, 283, 286, 289
120.....	An Act to amend an Act entitled "An Act in relation to the State Library," approved February 14, 1865. Kelly.....	131, 156, 183, 190
121.....	An Act to amend an Act entitled "An Act to provide for the payment of retirement salaries and annuities to public school teachers of this State; providing and establishing the necessary funds and accounts, authorizing the levy of the tax therefor, and other matters relating thereto; creating the Public School Teachers Retirement Salary Fund Board and giving and granting certain powers unto said board; repealing all Acts and parts of Acts in conflict herewith, and specifically repealing sections 6003 to 6021, inclusive, Nevada Compiled Laws 1929, as amended," approved March 29, 1937, as amended, and insert therein a new section numbered 5½. Committee on Education.....	131, 158, 204, 215, 216, 266, 276, 277
122.....	An Act to amend an Act entitled "An Act to provide for the payment of retirement salaries and annuities to public school teachers of this State; providing and establishing the necessary funds and accounts, authorizing the levy of the tax therefor, and other matters relating thereto; creating the Public School Teachers Retirement Salary Fund Board and giving and granting certain powers unto said board; repealing all Acts and parts of Acts in conflict herewith, and specifically repealing sections 6003 to 6021, inclusive, Nevada Compiled Laws 1929, as amended," approved March 29, 1937, as amended. Committee on Education.....	131, 158, 243, 251, 323, 324, 342, 344
123.....	An Act for the regulation and licensing of persons and organizations providing care for and placement of children; providing a penalty for the violation thereof; and other matters properly related thereto. Committee on Public Health.....	135, 156, 194, 201
124.....	An Act to amend an Act entitled "An Act to provide for the conservation and distribution of underground waters, providing for the designation of artesian well basins and defining such wells, and providing the method of appropriating the waters thereof; defining the powers and duties of the State Engineer in the administration hereof; providing for the casing and capping of artesian wells and for the prevention of waste of water therefrom; prescribing penalties for the violation of the provisions of this Act, and repealing certain Acts and parts of Acts in conflict therewith," approved March 25, 1939. Clark and Lincoln County Delegations.....	135, 158, 171, 174, 181, 188, 266, 276, 277



INDEX TO ASSEMBLY BILLS

xvii

<i>No.</i>	<i>Title</i>	<i>Page</i>
125....	An Act to repeal an Act entitled "An Act for the prevention of cruelty to animals, defining certain terms and fixing the grade of crimes for violation thereof, and repealing certain sections of an Act entitled 'An Act concerning crimes and punishments, and repealing certain Acts relating thereto,'" approved March 17, 1911. Burke.....	143, 158, 171, 180, 181
126....	An Act to amend section 4782, Nevada Compiled Laws 1929, 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, together with the Acts amendatory thereof or supplemental thereto. Smith.....	147, 167, 259, 268
127....	An Act authorizing the Board of Directors of the State Orphans' Home of the State of Nevada to convey to the Department of Highways of said State all its right, title, and use of certain State lands situated in Ormsby County, now under the jurisdiction of said Board of Directors. Jepson.....	148, 167, 171, 180, 214, 232, 235
128....	An Act authorizing and directing the Board of Directors of the Department of Highways of the State of Nevada, to convey certain State property to Charles N. Johnson. Donnelly.....	154, 167, 228, 238
129....	An Act to amend an Act entitled "An Act creating a board to be known as the State Planning Board, defining its duties, powers, and jurisdiction, and making an appropriation for the expenses thereof, and other matters properly relating thereto," approved March 22, 1937. Committee on Ways and Means.....	160, 167, 170, 178, 283, 323, 324, 329, 337, 339, 344, 346
130....	An Act authorizing the County Treasurer and the County Auditor of White Pine County, of the State of Nevada, to transfer certain funds now in the treasury of said county. Smith.....	160, 167, 247
131....	An Act authorizing and directing County Commissioners to appoint chief election inspectors for each precinct within their county having two hundred (200) or more registered voters, providing the duties and compensation of such inspectors, and other matters relating thereto. Jepson.....	160, 167
132....	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. Committee on Labor.....	168, 181, 242, 249, 255
133....	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 1931, 1915, 1919, 1937, 1939, and 1941, by amending section 42. Committee on Judiciary.....	168, 181, 256, 261, 323, 342, 344
134....	An Act authorizing State agencies, officers, or departments to purchase automobiles for the use of their several activities to an amount not to exceed fifteen hundred (\$1,500) dollars during the duration of the war, and repealing Acts or parts of Acts in conflict herewith. Grant.....	168, 181, 214, 226, 291, 302, 303
135....	An Act authorizing and empowering the Board of Trustees of Round Mountain School District, Nye County, Nevada, to transfer moneys from the Round Mountain High School Fund to the Round Mountain School District Bond Interest and Redemption Fund. Nye County Delegation.....	172, 178, 185, 200, 231, 248, 251

<i>No.</i>	<i>Title</i>	<i>Page</i>
136.....	An Act authorizing the School Trustees of the Beatty School District to redeem outstanding Beatty School District Bonds; authorizing and directing the County Treasurer and Auditor of Nye County, Nevada, to pay from the Beatty School Construction Bond Account for the redemption of such bonds, and authorizing the transfer of all remaining or hereafter acquired funds in the Beatty School Construction Bond Account to the Beatty School District Fund. Nye County Delegation.....	172, 181, 185, 200, 231, 248, 251
137.....	An Act authorizing and empowering the Board of Trustees of Beatty School District, Nye County, Nevada, to transfer moneys from Beatty School District Bond Interest and Redemption Fund to Beatty School District Fund, Nye County Delegation.....	172, 178, 185, 200, 231, 248, 251
138.....	An Act relating to marriage and divorce, approved November 28, 1861, as amended, by reenacting section 4 of said Act, being section 4052 N. C. L. 1929. Boak.....	172, 181, 214, 226
139.....	An Act to amend the title of and 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 hereof, repealing all Acts and parts of Acts inconsistent herewith, and other matters relating thereto," approved March 26, 1929, as amended. Churchill County Delegation (by request).....	172, 191, 249
140.....	An Act to provide for the protection of life and property by the creation of an electrical advisory department; the adoption of minimum standards and requirements for electrical equipment and its installation; the enforcement of such standards by a permit and inspection; providing fees for permits, inspections, examination, and licensing of electricians hereunder, and prescribing penalties for the violation hereof, and make an appropriation therefor. Smith.....	176, 191
141.....	An Act to authorize the State Board of Medical Examiners of Nevada to issue, modify, and revoke temporary licenses to practice medicine, surgery, and obstetrics within particularly designated parts of the State, to make lawful and regulate the practice of medicine, surgery, and obstetrics under such temporary licenses, and other matters relating thereto, and to fix the date of the expiration hereof. McElroy.....	184, 201, 236, 245, 310, 322, 326
142.....	An Act supplementing an Act entitled "An Act fixing the salaries and compensation of certain officers of Douglas County, State of Nevada, and other matters properly relating thereto, and repealing all Acts and parts of Acts in conflict therewith," approved March 27, 1935, as amended by chapter 137 Statutes of 1937, by providing for additional compensation to and including the 30th day of June 1945. Douglas County Delegation.....	186, 201, 206, 217, 243, 248, 251
143.....	An Act to amend an Act entitled "An Act fixing the salaries and compensation of certain officers of Douglas County, State of Nevada, and matters properly relating thereto, and repealing all Acts in conflict therewith," approved March 27, 1935, as amended. Douglas County Delegation.....	186, 202, 206, 218, 260, 268, 270
144.....	An Act to create a special trades and vocational school investigating committee; providing for the appointment of the members of such committee; providing for the expenses and for reports to the Forty-second Session of the Legislature, and for an appropriation therefor. Grant.....	186, 202, 243, 251, 257, 261
145.....	An Act authorizing the Board of County Commissioners of Washoe County to order and direct payment, at a rate not to exceed fifty dollars per month, from the Washoe County General Fund, to the Oregon State School for the Blind, for the care, support and education of Bonny Yturbide. Washoe County Delegation.....	187, 204, 210, 221, 260, 268, 270

INDEX TO ASSEMBLY BILLS

xix

<i>No.</i>	<i>Title</i>	<i>Page</i>
146.....	An Act to amend 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 as amended from time to time thereafter, by amending section 1 of article XI, sections 8 and 20 of article XX thereof. Washoe County Delegation.....	194, 204, 223, 235, 283, 286, 289
147.....	An Act to amend an Act entitled "An Act to amend an Act entitled 'An Act creating the office of Labor Commissioner of this State, providing for the appointment of such commissioner and other employees, defining their duties and fixing their compensation, and providing a penalty for the violation of its provisions, and other matters relating thereto,' approved March 24, 1915," as amended and approved March 24, 1941. Smith.....	194, 201, 206, 292, 296, 297, 304
148.....	An Act to amend an Act entitled "An Act providing for the creation of a State Welfare Department; defining the powers and duties of such department; providing means of cooperation with the Federal Government and with the counties of Nevada in all matters concerning public assistance to needy individuals; authorizing the administration of funds appropriated or made available to said State Welfare Department; outlining the duties and authority of the State Department and of the officers and employees of that department; making an appropriation for the support thereof; repealing all Acts and parts of Acts in conflict herewith; and other matters relating thereto," approved March 23, 1937, as amended. Committee on Social Welfare.....	198, 202, 231, 248, 251
149.....	An Act relating to proof of financial responsibility in case of accident by owners and operators of motor vehicles, making the Secretary of State Administrative Commissioner, providing for the revocation of licenses in certain cases, requiring the giving of security for payment of judgments for damages, providing for motor liability policies, providing penalties for the violation hereof, and other matters relating thereto. Committee on Judiciary.....	198, 213, 236, 245, 249, 260, 262, 264, 270, 271
150.....	An Act to provide for additional and supplemental appropriation for the Crippled Children's Services Division of the State Board of Health in cooperation with the Federal Government. Committee on Ways and Means.....	206, 217, 227, 237, 283, 286, 289
151.....	An Act to provide for additional and supplemental appropriation for the Dental Hygiene Section of the State Board of Health in cooperation with the Federal Government. Committee on Ways and Means.....	207, 217, 227, 237, 347
152.....	An Act to amend 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 therefor, defining the powers and duties of certain 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, together with the Acts amendatory thereof or supplemental thereto, approved March 28, 1941. Johnson.....	207, 217, 223, 233, 323, 324, 342, 344
153.....	An Act to create a War Veterans Civilian Readjustment Fund for the rehabilitation and other assistance for war veterans, and to provide an appropriation therefor; to authorize the State Board of Finance to invest the fund in United States Government Bonds; to authorize the said State Finance Board to accept gifts of money or property, and other matters properly relating thereto. Committee on Ways and Means.....	211, 217

No.	Title	Page
154.....	An Act to amend an Act entitled "An Act concerning certain officers in the county of Churchill, State of Nevada, fixing the salaries and compensation, and other matters properly relating thereto, approved March 5, 1937. Churchill County Delegation.....	224, 235, 242, 250, 310, 322, 326
155.....	An Act authorizing the Board of Commissioners of the Nevada Hospital for Mental Diseases to convey to the Department of Highways of the State of Nevada all its rights, title, and use of certain State lands situate in Washoe County, now under the jurisdiction of said Board of Commissioners. Jepson.....	224, 235, 248, 253, 310, 322, 326
156.....	An Act to amend an Act entitled "An Act authorizing and regulating boxing and wrestling contests for prizes or purses, or where an admission is charged, and limiting such boxing contests to fifteen rounds; to create the Nevada Athletic Commission, empowered to license and regulate such contests and all participants therein; to prescribe conditions under which such licenses shall be issued and contests held, authorizing the said commission to appoint county inspectors; to prescribe a penalty for violations of this Act, and other matters properly relating thereto," approved March 13, 1941, by adding thereto a new section to be known as section 11½. Ryan.....	225, 235, 247, 251, 310, 322, 326
157.....	An Act to amend an Act entitled "An Act to amend section 9 of '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, as amended by Acts of March 25, 1931, and March 28, 1933," approved February 16, 1935. White Pine Delegation.....	225, 235, 257, 261
158.....	An Act to amend an Act entitled "An Act authorizing and empowering the State Board of Examiners to fix the amount of expense money for traveling and subsistence charges per day of District Judges, State officers, commissioners, representatives, and all other employees of the State who, under the law, are required to file their claims with the Board of Examiners for allowance and approval, and repealing all Acts and parts of Acts in conflict herewith, approved February 3, 1928," as amended Statutes 1931, 204; 1933, 184, 185, approved February 27, 1939. White Pine Delegation.....	225, 235, 292, 296
159.....	An Act authorizing and directing the State Controller to make necessary entries in the records of his office so that the same shall conform to the records in the office of the State Treasurer, in the matter of payments made to the State under Boulder Canyon Project Adjustment Act. Boak (by request).....	228, 235, 257, 261, 310, 322, 326
160.....	An Act requiring that any person offering horse meat for sale shall prominently display signs "Horse Meat" indicating the horse meat and requiring all public eating places to place signs and stamp on menus notices of such offers to sell horse meat. Also, prohibiting the grinding or cutting of such meat into small segments except in the presence of the purchaser, and providing a penalty for the violation of the provision of this Act. Phillips.....	232, 249, 275, 277, 278, 279, 280, 283, 285
161.....	An Act to provide for the classification and valuation of all lands in the State by the Nevada Tax Commission; providing for the expense thereof, and making an appropriation therefor, and other matters properly relating thereto. Berney.....	239, 253, 257, 309, 312
162.....	An Act to provide for the taking of acknowledgments and the administering of oaths or affirmations by commissioned officers in active service of the armed forces of the United States, both within or without the United States. Grant.....	240, 253, 289, 323, 324, 342, 344
163.....	An Act to amend an Act entitled "An Act creating the office of Labor Commissioner of this State, providing for the appointment of such commissioner and other employees, defining their duties and fixing their compensation, and	

No.	Title	Page
	providing a penalty for the violation of its provisions, and other matters relating thereto," approved March 24, 1915, as amended. Ryan.....	240, 249
164.....An	Act to amend an Act entitled "An Act to provide for the amicable adjustment of differences that may arise between employers and employees," approved March 29, 1907. Ryan.....	240, 249
165.....An	Act to equalize educational opportunities in rural schools by providing aid therefor under certain conditions; to create a State fund to be known as the Aid to Rural School Fund; to authorize a State tax levy and an appropriation, and other matters properly related thereto. Committee on Education.....	244, 253, 257, 262, 310, 311, 324, 325, 342, 344
166.....An	Act providing that this State may be sued by any county therein in which a water storage and hydroelectric project owned by the United States is situated, for the purpose of determining whether or not such county is entitled to any part of money derived from such project and paid by the United States to this State pursuant to any Act of Congress, and relating to evidence that may be used in such suit, the venue thereof, the procedure pertaining thereto and other matters relating thereto. Clark County Delegation.....	244, 253, 263, 268, 270, 277, 283, 284
167.....An	Act authorizing the establishment of cumulative capital improvement reserve funds by counties, cities, towns, school districts, special improvement districts, and other political subdivisions. Washoe and Clark County Delegations.....	249, 264
168.....An	Act authorizing County Clerks to issue temporary fishing and hunting licenses to persons in the armed services of the United States without fee, and directing game wardens to permit such persons to fish in the waters of the State of Nevada and to hunt wild game in the State of Nevada. Committee on Fish and Game.....	256, 264, 266, 276
169.....An	Act to amend an Act entitled "An Act relating to marriage and divorce," approved November 28, 1861, as amended, by adding thereto a new section to be known as section 4a, and by amending section 1 thereof. Nye County Delegation.....	256, 264, 282, 285, 292, 295, 323, 342, 344
170.....An	Act to amend 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, as amended. Committee on Mines and Mining.....	256, 270
171.....An	Act to provide for an additional and supplemental appropriation for the wages for the State Board of Control. Committee on Ways and Means.....	257, 270, 297
172.....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 disbursements 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. Committee on Judiciary.....	258, 270
173.....An	Act to amend an Act entitled "An Act to provide for the payment of retirement salaries and annuities to public school teachers of this State; providing and establishing the necessary funds and accounts, authorizing the levy of the tax therefor, and other matters relating thereto; creating the Public School Teachers Retirement Salary Fund Board and giving and granting certain powers unto said board; repealing all Acts and parts of Acts in conflict herewith, and specifically repealing sections 6003 to 6021, inclusive, Nevada Compiled Laws 1929, as amended," approved March 29, 1937, as amended. Committee on Education.....	263, 273, 290, 295

No.	Title	Page
174....	An Act to reappropriate a balance of the State Treasury for the purpose of recodifying a law relating to public schools. Committee on Education.....	263, 273, 290, 295, 299
175....	An Act providing for the compensation of the Sheriff of Washoe County, State of Nevada. Washoe County Delegation.....	263, 273, 280, 285, 323, 342, 344
176....	An Act to amend an Act entitled "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," approved March 20, 1935. Clark County Delegation.....	265, 273, 309, 312, 326, 342, 344
177....	An Act to amend an Act entitled "An Act fixing the method by which the charters of incorporated cities and towns may be amended," approved March 15, 1927, together with the Acts amendatory thereof or supplemental thereto. Washoe County Delegation.....	275, 286, 299, 302, 338, 344, 346
178....	An Act supplementing an Act entitled "An Act relating to the compensation of injured workmen in the industries of this State and the compensation of their dependents where such injuries result in death, creating an Industrial 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, authorizing and directing the Nevada Industrial Commission under certain circumstances to investigate occupational diseases, and upon request of employers and employees to create and establish occupational disease insurance, promulgate rules and administrative procedure therefor, establish the premium rates for such insurance, and other matters properly related thereto. Committee on Labor.....	279, 286, 292, 295
179....	An Act providing for the employment of counsel in the event the State of Nevada is sued by any of the counties of the State; providing for the manner of the selection and appointment of counsel to represent the State of Nevada; providing an appropriation for the payment of such counsel and the expense of such litigation, and other matters properly related thereto. Boak.....	288, 306
180....	An Act directing the Boards of County Commissioners of the State of Nevada to use men, machinery, and equipment in the prevention and fighting of range, brush, and forest fire, and other matters related thereto. Crawford.....	288, 306
181....	An Act providing appropriations for the purpose of meeting and paying salary increases allowed certain State and departmental officers and employees; authorizing the Board of Control to increase the salaries of persons employed on and about the Capitol grounds and State buildings, and making an appropriation therefor, and other matters properly related thereto and connected therewith. Committee on Ways and Means.....	288, 306, 309, 311, 312, 323, 342, 344
182....	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 establishing of a city government therefor, and other matters relating thereto," approved March 16, 1911, by adding a new section to be known as section 16½ to chapter 2 thereof. Clark County Delegation.....	293, 296, 338, 344, 346
183....	An Act to amend an Act entitled "An Act relating to marriage and divorce," approved November 28, 1861, as amended. Committee on Judiciary.....	299, 306, 315, 316, 336, 344, 346
184....	An Act making an emergency appropriation for the support of the Nevada State Hospital for Mental Diseases. Committee on State Institutions.....	304, 329, 339, 344, 346

#### SENATE SUBSTITUTES FOR ASSEMBLY BILLS

Senate Substitute for Assembly Bill No. 58.....	231, 243, 250, 251, 268, 270
Senate Substitute for Assembly Bill No. 107.....	274, 276, 299, 302, 309, 312, 323, 324, 342, 344

# INDEX TO ASSEMBLY RESOLUTIONS AND MEMORIALS

## JOINT RESOLUTIONS

<i>No.</i>	<i>Title</i>	<i>Page</i>
1.....	Assembly Joint Resolution, proposing to amend section 1, article XVI, of the Constitution of the State of Nevada. Boak.....	5, 17, 37, 38, 44
.....	Assembly Joint Resolution No. 1 of the Fortieth Session, proposing to amend section 12 of article IV of the Constitution of the State of Nevada. Boak.....	33, 38, 43, 44, 274, 277, 280
2.....	Assembly Joint Resolution, proposing to amend section 1, article XVIII, of the Constitution of the State of Nevada. Boak.....	18, 37, 38, 44
3.....	Assembly Joint Resolution, relative to memorializing the Congress of the United States to protect and enhance the social security benefits to all persons inducted into the military services, and to provide a cushion for postwar conditions. Phillips.....	18, 37, 38, 43, 114
4.....	Assembly Joint Resolution, memorializing Congress to amend the law on the collection of income tax to a pay-as-you-go basis. Grant.....	30, 38, 53, 57, 74, 85, 89
5.....	Assembly Joint Resolution, memorializing the Congress of the United States to amend the Social Security Act to permit old-age pensioners to perform casual labor. Boak.....	33, 46, 48, 56, 57, 74, 85, 89
6.....	Assembly Joint Resolution, petitioning the Congress of the United States to pass suitable legislation reorganizing the Office of Price Administration so as to decentralize the administration and enforcement of the regulations. Grant.....	37, 48, 97, 102, 159, 169, 174
7.....	Assembly Joint Resolution, proposing an amendment to section 11 of article XV of the Constitution of the State of Nevada. Washoe County Delegation.....	50, 58, 62, 137, 155, 274, 277, 280
8.....	Assembly Joint Resolution, memorializing Congress to rectify certain discriminatory legislation. Crawford.....	52, 61, 72, 77, 253
9.....	Assembly Joint Resolution, proposing to amend section 19, article IV, of the Constitution of the State of Nevada. Boak.....	63, 70, 95, 101, 142, 186, 347
10.....	Assembly Joint Resolution, memorializing Congress to issue such orders as are necessary to such of the Army officials and other governmental agencies having responsibility to provide funds to immediately open and keep open all passes on the main highways leading from California points over the high Sierras to the inland areas of Nevada, in order that in case of emergency, which may develop, these routes will be available for the evacuation of the peoples of California. Douglas and Ormsby County Delegations.....	63, 70, 78, 84, 106, 109, 112
11.....	Assembly Joint Resolution, memorializing Congress to lift the order freezing construction work on a section of U S 40 in Washoe County and allocate sufficient money for the completion of the next link which would take the road into Gerlach and make it possible to transport zinc ore to railheads both at Gerlach and at Reno. Crawford.....	85, 96, 320
12.....	Assembly Joint Resolution, memorializing Congress to demand that the bureaus having to do with access roads to strategic mines shorten their procedure for approval, eliminate the red tape, and help move the strategic ores to places of use. Crawford.....	86, 96, 132, 138, 214, 232, 235
13.....	Assembly Joint Resolution, memorializing Congress relative to enacting Senate Bill 450 regarding compensation to civilians. Fisher.....	105, 114, 156, 162, 197, 206, 210
14.....	Assembly Joint Resolution, memorializing Congress to extend full Statehood to the Territory of Alaska. Phillips.....	108, 119, 132, 141, 185, 196, 201

No.	Title	Page
15.....	Assembly Joint Resolution, proposing an amendment to section 1 of article XI of the Constitution of the State of Nevada. Jepson.....	114, 135, 305, 306
16.....	Assembly Joint Resolution, memorializing Congress to set aside January 19, the birthday of General Robert E. Lee, as a national holiday. Crawford.....	120, 135, 194, 198
17.....	Assembly Joint Resolution, memorializing Congress to grant relief to the gold mining industry. Johnson.....	121, 135, 247, 252, 289, 290, 323, 342, 344
18.....	Assembly Joint Resolution, relative to amending section 3 of article I, sections 5 and 9 of article II, sections 1, 2, 3, 4, 5, 6, 7, 8, 12, 13, 14, 15, 16, 18, 23, 25, 28, 33, and 35 of article IV, sections 3, 4, 9, 17, and 20 of article V, section 2 of article VI, sections 1 and 3 of article VII, section 13 of article XV, sections 1 and 2 of article XVI, and section 9 of article XVII, and repealing section 34 of article IV, section 11 of article V, section 6 of article XV, and sections 6, 10, 11, and 12 of article XVII, and by adding to article IV a new section, to be known as section 36 of the Constitution of the State of Nevada. Crawford.....	148, 167
19.....	Assembly Joint Resolution, protesting favoritism for youth of Japanese extraction in the advantages of higher education. Committee on Federal Relations.....	160, 169, 194, 201
20.....	Assembly Joint Resolution, relative to the growing shortage of motor transportation. Committee on Livestock.....	175, 191, 196, 208, 260, 268, 270
21.....	Assembly Joint Resolution, relative to amending section 14, article V of the Constitution of the State of Nevada. McElroy.....	193, 201, 223, 232
22.....	Assembly Joint Resolution, expressing sympathy and regret upon the death of the Sullivan Brothers of Waterloo, Iowa, while engaged in the naval service of the United States. Phillips.....	327, 336, 337, 338

#### CONCURRENT RESOLUTIONS

1.....	Assembly Concurrent Resolution, providing that legislators shall not introduce bills from appointive State officers without first obtaining the approval of the board or individual making the appointment. Burke.....	38, 42, 44, 56, 57, 68, 78, 252
2.....	Assembly Concurrent Resolution, commending the purposes set forth in the Nevada Economic Conference to the people of the State. Kelly.....	89, 98, 104, 106
3.....	Assembly Concurrent Resolution, relative to members of the Fortieth Session of the Nevada Legislature now serving with the armed forces, and expressing their sincere regrets on the death of James W. Whalen, U. S. N., a member of the Fortieth Session. Capurro.....	104, 133, 137, 142
4.....	Assembly Concurrent Resolution, relating to the enlistment of Donald McGuirk, a member of the Fortieth Session. Johnson.....	132, 139, 159, 169, 174
5.....	Assembly Concurrent Resolution, inviting Madame Chiang Kai-Shek to address a Joint Legislative Session. Phillips.....	140, 145, 157, 158, 163
6.....	Assembly Concurrent Resolution, to establish the policy of requiring State elective officers whose office is established by the Constitution, or by statute to be at the State capital, to establish their residence at said State capital. Dickerson.....	159, 167, 291
7.....	Assembly Concurrent Resolution, requesting the Governor to return Assembly Bill No. 54. Grant.....	77, 165, 169
8.....	Assembly Concurrent Resolution, providing for the appointment of a joint committee of the Senate and Assembly to conduct an investigation and study into the feasibility, practicability, and legality of proposing such constitutional changes as may be necessary to permit local political subdivisions to enact legislation affecting their local needs and conditions, thus eliminating the consideration of these constantly growing special and local matters now occupying the time of the Legislature. Boak.....	240, 245



No.	Title	Page
9	Assembly Concurrent Resolution, conveying thanks to the Arlington Hotel of Carson City, Nevada, for courtesies extended to the members of the Legislature. Monroe.....	293, 345, 347
10	Assembly Concurrent Resolution, relative to the State adopting the semiunicameral legislative system. Monroe and Grant .....	301..
11	Assembly Concurrent Resolution, requesting the Governor to return Assembly Bill No. 117 for correction. McElroy.....	322, 329, 334, 337, 339

**HOUSE RESOLUTIONS**

1	Assembly Resolution, relating to the appointment of attachés. Kelly .....	6
2	Assembly Resolution, relating to the appointment of Frank W. Ingram as bill drafter. Kelly.....	6
3	Assembly Resolution, providing appropriation for stationery, etc. Kelly.....	10
4	Assembly Resolution, relating to an appropriation to be used for prepayment for postage for official business. Kelly.....	17
5	Assembly Resolution, relating to chairs for the use of desk clerks. Kelly.....	17
6	Assembly Resolution, relating to resolutions of sympathy. Monroe and Boak.....	29
7	Assembly Resolution, relating to employment of clerks and typists. Grant.....	29
8	Assembly Resolution, providing for the drawing of warrants. Kelly .....	31
9	Assembly Resolution, relating to bills. Committee on Rules.....	32
10	Assembly Resolution, relative to Standing Rule 69 of the Nevada Assembly. Kelly.....	35, 36
11	Assembly Resolution, relative to a "blessed event." Monroe.....	55
12	Assembly Resolution, relating to the appointment of an Assembly Clerk. Monroe.....	60
13	Assembly Resolution, authorizing the State Controller to draw his warrants on the Legislative Fund in favor of various firms and persons. Committee on Contingent Expenses.....	70
14	Assembly Resolution, requesting that Senator McCarran be invited to address the Assembly on matters vital to the interest of the State. Kelly.....	103
15	Assembly Resolution, requesting the return of Senate Bill No. 9 from the Senate. Monroe.....	120
16	Assembly Resolution, relating to a telegram to be sent to Madame Chiang Kai-Shek. Phillips.....	157
17	Assembly Resolution, relating to an appointment of a Page in the Assembly. Kelly.....	167
18	Assembly Resolution, relating to the employment of an attaché of the Assembly. Kelly.....	174
19	Assembly Resolution, authorizing the State Controller to draw warrants on the Legislative Fund for various firms. Committee on Contingent Expenses.....	184
20	Assembly Resolution, requesting the return of Senate Bill No. 24 from the Senate for correction. Burke.....	198, 213
21	Assembly Resolution, relating to the rental of a typewriter. Kelly .....	280
22	Assembly Resolution, authorizing the Chief Clerk to place all bills on the general file the same day they are reported. Kelly .....	281

xxvi INDEX TO ASSEMBLY RESOLUTIONS AND MEMORIALS

<i>No.</i>	<i>Title</i>	<i>Page</i>
23.....	Assembly Resolution, relating to motion to reconsider after the fifty-fifth day of the present session. Kelly.....	280
24.....	Assembly Resolution, authorizing the State Controller to draw warrants on the Legislative Fund for various firms. Committee on Contingent Expenses.....	293
25.....	Assembly Resolution, extending birthday congratulations to Honorable Mr. Boak. Mrs. Sharp and Floathe.....	303
26.....	Assembly Resolution, authorizing the State Controller to issue his warrants and pay same out the Legislative Fund to individuals for services rendered. Kelly.....	337

## INDEX TO SENATE BILLS

(For titles to Senate Bills see Senate Journal)

No.	No.
1....9, 10, 26.	55....186, 188, 208, 232.
2....46, 47, 74, 83, 91, 125.	56....197, 199, 227, 238, 262.
4....336, 337, 344, 346.	57....213, 214.
5....74, 75, 99, 124, 137, 162.	58....197, 199, 205, 217, 232.
6....274, 275, 280, 287, 307.	60....186, 188, 208, 232.
7....64, 66, 72, 77, 85.	61....213, 215, 228, 238, 262.
8....158, 163, 194, 200, 215.	62....186, 188, 202, 209, 220.
9....74, 75, 82, 86, 87, 133, 134, 144, 167, 177, 196, 197.	63....231, 232, 257, 260, 274, 285, 308.
10....133, 134, 222, 224, 228, 254, 255, 274, 276, 279, 291, 314, 324, 346.	64....206, 207, 210, 267, 271, 278, 287.
11....79, 80, 135, 141, 161.	65....310, 311, 317, 318, 337.
12....78, 80, 99, 110, 125.	66....213, 215, 230, 245, 262.
14....147, 154, 158, 166, 194.	70....259, 260, 292, 298, 307.
15....85, 92, 99, 110, 125.	71....260, 261, 282, 287, 318.
16....114, 117, 214, 226, 232.	72....243, 244, 259, 267, 277.
17....114, 117, 214, 226, 232.	75....266, 292, 297, 308.
18....114, 117, 193, 198, 210, 219, 224, 227, 232.	76....260.
20....185, 187, 247, 252, 268.	77....266, 267, 290, 297, 316.
22....106, 108, 132, 138, 155, 161.	79....310, 311, 317, 319, 337.
23....114, 117, 174, 188, 215.	80....266, 267, 274, 286, 307.
24....147, 154, 157, 167, 176, 213, 214, 215, 216, 224, 232.	81....274, 275, 299, 302, 323, 324, 346.
25....185, 187, 211, 221, 232.	82....274, 275, 309, 313, 329.
26....124, 131, 210, 218, 232.	83....282, 284, 293, 298, 307.
27....165, 206, 214, 217, 231, 232.	85....274, 276, 292, 298, 316.
29....147, 154, 247, 248, 255, 268.	86....282, 284, 292, 297, 316.
30....243, 244, 303, 313, 343.	87....266, 267, 278, 286, 316.
31....147, 154, 227, 237, 262.	88....282, 284, 338, 346.
32....147, 210, 216, 228, 239, 262.	89....274, 276, 317, 320, 330, 334, 339, 346.
33....124, 131.	91....282, 284.
34....147, 155, 157, 162, 163, 169, 180.	92....310, 311, 317, 318, 343.
35....147, 155, 157, 163, 188, 267.	93....291, 294, 309, 313, 314, 329.
38....196, 199, 210, 219, 266, 271, 275, 282, 286.	94....291, 294, 338.
40....185, 187, 318, 320, 337.	95....322, 325, 329, 333, 343.
41....206, 207, 259, 268.	96....291, 294, 303, 306, 318.
42....197, 199, 227, 237, 262.	97....291, 294, 303, 312, 329.
43....185, 187, 196, 208, 232.	99....291, 294, 303, 307, 316.
44....165, 166, 210, 219, 231, 232.	100....291, 294, 309, 313, 329.
45....140, 145.	101....269, 275.
46....214, 257, 260, 277, 286, 307.	102....282, 284, 293, 298, 316.
47....223, 225, 248, 253, 268.	103....310, 311, 317, 319, 337.
48....185, 187.	104....310, 311, 317, 319, 337.
49....213, 214, 289, 290, 323, 324, 343.	107....322, 325, 326, 328, 343.
50....186, 188, 247, 252, 282, 283, 291, 310, 325, 326, 346.	108....326, 328, 329, 333, 343.
53....197, 199, 243, 250, 268.	109....322, 325, 326, 328, 343.
54....197, 199, 205, 217, 232.	110....338, 340, 343, 346.
	111....310, 311, 314, 322.
	113....316, 317, 330, 332, 333, 338, 339, 346.
	114....322, 325, 329, 330, 343.
	118....345, 346.
	119....349, 350.
	120....350.

## SENATE RESOLUTIONS AND MEMORIALS

No.	No.
1....S. J. R., 147, 155, 280, 287, 318, 324.	7....S. J. R., 191, 192, 203, 206.
2....S. J. R., 124, 132, 247, 252, 268.	1....S. C. R., 206, 207, 232.
House Joint Memorial No. 2, 91, 92.	2....S. C. R., 271, 277.
4....S. J. R., 197, 199, 227, 238, 262.	3....S. C. R., 291, 294, 330, 334, 343.
5....S. J. R., 197, 199, 205, 216, 231, 232.	4....S. C. R., 291, 294.
6....S. J. R., 188, 192, 206.	5....S. C. R., 310, 311, 322.



**PERSONNEL OF THE NEVADA ASSEMBLY**  
**Forty-first Session, 1943**

HON. DENVER DICKERSON, *Speaker*; HON. J. E. McELROY, *Speaker pro tem.*

<i>County</i>	<i>Name</i>	<i>P. O. Address</i>
Churchill.....	Berney, E S.....	Fallon
	Stark, Clyde B.....	Fallon
Clark.....	Grant, Archie C.....	310 S. Seventh St., Las Vegas
	Kelly, John.....	206½ S. Ninth Street, Las Vegas
	Murphy, Ambrose M.....	Las Vegas
	Ryan, James G.....	Las Vegas
Douglas.....	Mack, Duane.....	Minden
Elko.....	McElroy, J. F.....	Wells
	Monroe, Warren L.....	Elko
	Taber, Milo.....	Elko
	Tavelle, William B.....	Deeth
Esmeralda.....	White, Perry.....	Silver Peak
Eureka.....	Woods, Alma.....	Eureka
Humboldt.....	Sowers, Lewis L.....	Winnemucca
	Moore, Ted C.....	Winnemucca
Lander.....	Tandy, Doug H.....	Austin
Lincoln.....	Bastian, C. O.....	Alamo
	Duffin, Press, Jr.....	Caliente
Lyon.....	Henrichs, Peter.....	Yerington
	Strosnider, Fred.....	Yerington
Mineral.....	Donnelly, Hayes.....	Hawthorne
Nye.....	Boak, C. C.....	Tonopah
	Floathe, S.....	Tonopah
	Sharp, Mary.....	Currant
Ormsby.....	Dickerson, Denver.....	Carson City
Pershing.....	Munk, Harry A.....	Lovelock
Storey.....	Johnson, Leo K.....	Virginia City
Washoe.....	Kleppe, Ernest J.....	520 S. Center Street, Reno
	Ruedy, Clarence R.....	312 Mill Street, Reno
	Capurro, Louis J.....	5 E. Plaza, Reno
	Phillips, Fred.....	1381 Humboldt Street, Reno
	Burke, Peter A.....	114 W. First Street, Reno
	Allen, K. L.....	635 S. Center Street, Reno
	Covington, H. L.....	1519 B Street, Sparks
	Jepson, O. D.....	934 F Street, Sparks
Crawford, Don.....	Vya	
White Pine.....	Carlson, Clifford A.....	Cherry Creek
	Fisher, Gerald.....	Ely
	Hall, H. O.....	Ely
	Smith, J. P.....	Ruth



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**JOURNAL OF THE  
PROCEEDINGS OF THE ASSEMBLY**

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# JOURNAL

OF THE

## Assembly of the State of Nevada

### FORTY-FIRST SESSION

#### THE FIRST DAY

CARSON CITY (Monday), January 18, 1943.

Pursuant to the provisions of the Constitution and Statutes, the Assembly was called to order by Secretary of State Malcolm McEachin at 12 o'clock noon.

The Secretary of State requested Miss Alice Nelson to act as Temporary Secretary.

Prayer by the Chaplain, Reverend J. L. Harvey.

Roll called, and the following answered to their names:

Mr. Allen, Mr. Bastian, Mr. Berney, Mr. Boak, Mr. Burke, Mr. Capurro, Mr. Carlson, Mr. Covington, Mr. Crawford, Mr. Dickerson, Mr. Donnelly, Mr. Duffin, Mr. Fisher, Mr. Floathe, Mr. Grant, Mr. Hall, Mr. Henrichs, Mr. Jepson, Mr. Johnson, Mr. Kelly, Mr. Kleppe, Mr. Mack, Mr. McElroy, Mr. Monroe, Mr. Moore, Mr. Munk, Mr. Murphy, Mr. Phillips, Mr. Ruedy, Mr. Ryan, Mrs. Sharp, Mr. Smith, Mr. Sowers, Mr. Stark, Mr. Strosnider, Mr. Taber, Mr. Tandy, Mr. Tavelle, Mr. White, and Miss Woods.

All present.

On motion of Mr. Grant, George Stark was elected Temporary Sergeant-at-Arms.

On motion of Mr. Covington, Mr. E. C. Mulcahy was elected Temporary Chief Clerk.

Mr. McEachin announced nominations were in order for Temporary Speaker.

Mr. McElroy nominated Mr. Monroe for Temporary Speaker.

As there were no further nominations, they were declared closed by Mr. McEachin and Mr. Monroe was elected by acclamation.

The Temporary Speaker, Mr. Monroe, was escorted to the Speaker's Chair by Messrs. McElroy and Taber.

The Temporary Speaker announced the following Committee on Credentials: Messrs. Covington, Duffin, and Munk.

Recess at 12: 20 p. m.

### HOUSE IN SESSION

At 12: 32 p. m.

Temporary Speaker Monroe in the Chair.

Quorum present.

Mr. Covington announced that the Committee on Credentials was ready to report.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Credentials has had the credentials of the respective Assemblymen-elect under consideration, and begs leave to report thereon as follows:

We find that Mr. Allen, Mr. Bastian, Mr. Berney, Mr. Boak, Mr. Burke, Mr. Capurro, Mr. Carlson, Mr. Covington, Mr. Crawford, Mr. Dickerson, Mr. Donnelly, Mr. Duffin, Mr. Fisher, Mr. Floathe, Mr. Grant, Mr. Hall, Mr. Henrichs, Mr. Jepson, Mr. Johnson, Mr. Kelly, Mr. Kleppe, Mr. Mack, Mr. McElroy, Mr. Monroe, Mr. Moore, Mr. Munk, Mr. Murphy, Mr. Phillips, Mr. Ruedy, Mr. Ryan, Mrs. Sharp, Mr. Smith, Mr. Sowers, Mr. Stark, Mr. Strosnider, Mr. Taber, Mr. Tandy, Mr. Tavelle, Mr. White, and Miss Woods are duly elected and qualified members of the Forty-first Session of the Legislature of the State of Nevada.

H. L. COVINGTON, *Chairman.*

PRESS W. DUFFIN, JR.,

HARRY A. MUNK,

*Committee.*

Mr. Covington moved the adoption of the report.

Report adopted.

The Temporary Speaker appointed the following committee to wait on the Chief Justice and invite him to administer the oath of office to the Assemblymen: Messrs. Grant, Kelly, and Boak.

Chief Justice William E. Orr administered the oath of office to the members of the Assembly.

Mr. Sowers moved the Assembly as a whole give a standing vote of thanks to Chief Justice Orr.

Carried.

The Clerk was instructed to call the roll, and the following answered to their names:

Mr. Allen, Mr. Bastian, Mr. Berney, Mr. Boak, Mr. Burke, Mr. Capurro, Mr. Carlson, Mr. Covington, Mr. Crawford, Mr. Dickerson, Mr. Donnelly, Mr. Duffin, Mr. Fisher, Mr. Floathe, Mr. Grant, Mr. Hall, Mr. Henrichs, Mr. Jepson, Mr. Johnson, Mr. Kelly, Mr. Kleppe, Mr. Mack, Mr. McElroy, Mr. Monroe, Mr. Moore, Mr. Munk, Mr. Murphy, Mr. Phillips, Mr. Ruedy, Mr. Ryan, Mrs. Sharp, Mr. Smith, Mr. Sowers, Mr. Stark, Mr. Strosnider, Mr. Taber, Mr. Tandy, Mr. Tavelle, Mr. White, and Miss Woods.

All present.

The Temporary Speaker announced that the organization of the Assembly was in order.

The committee from the Senate was announced by the Temporary Sergeant-at-Arms, and said that the Senate was organized and ready for business.

The Temporary Speaker asked for nominations for Speaker.

Mr. McElroy nominated Mr. Denver Dickerson of Ormsby County.

Seconded by Mr. Kelly.

Mr. Burke moved the nominations be closed and Mr. Dickerson be elected Speaker.

Seconded by Mr. Crawford.

Nominations declared closed.

Roll called.

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—39.

NAYS—None.

Not voting—Mr. Dickerson.

On roll call, Mr. Dickerson was elected.

The Temporary Speaker appointed the following committee to escort Mr. Dickerson to the Chair: Messrs. Jepson, Carlson, and Tandy.

Remarks by Mr. Dickerson.

Mr. Speaker declared nominations for Speaker pro tem in order.

Mr. Tavelle nominated Mr. McElroy of Elko County as Speaker pro tem.

There being no further nominations, Mr. McElroy was elected by acclamation.

Mr. Speaker announced nominations were in order for Chief Clerk.

Mr. Covington nominated Mr. E. C. Mulcahy, seconded by Mr. Tandy.

Remarks by Mr. Tandy.

Mr. Strosnider moved, duly seconded, that nomination be closed, and Mr. Mulcahy was elected Chief Clerk of the Assembly by acclamation.

The Speaker announced the appointment of the following committee to notify the Senate that the Assembly was ready for business: Messrs. Strosnider, Ryan, and Mack.

The Speaker announced the appointment of the following committee to notify the Governor that the Assembly was organized and ready for business: Messrs. Covington, Murphy, and Kleppe.

#### INTRODUCTION AND FIRST READING

By Mr. McElroy:

Assembly Bill No. 1—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, as amended March 30, 1935.

On motion of Mr. McElroy, duly seconded, all rules were suspended, reading so far had considered first reading, rules further suspended,

bill considered engrossed, declared an emergency measure under the Constitution, and placed on third reading and final passage.

Carried.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 1.

Remarks by Messrs. Boak and McElroy.

Roll call on Assembly Bill No. 1:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—39.

NAYS—None.

Absent—Henrichs.

Mr. Speaker announced that the Assembly would be in recess until 2 p. m.

Assembly in recess at 1:06 p. m.

#### HOUSE IN SESSION

At 2:40 p. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Speaker appointed a committee consisting of Messrs. Grant, Kelly, Monroe, McElroy, and Mack to meet with a like committee of the Senate regarding the attachés.

Mr. McElroy moved that Assembly Bill No. 1 be held on the Chief Clerk's desk.

#### MESSAGES FROM THE SECRETARY OF STATE

STATE OF NEVADA  
DEPARTMENT OF STATE  
CARSON CITY, January 18, 1943.

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

I have the honor herewith to return to your honorable body the following Assembly Bills, together with veto messages by Governor Carville, which bills were duly passed by the 1941 Legislature. These are returned for the action of the 1943 Legislature:

Assembly Bills Nos. 47, 51, 58, 119, 120, 128, 133, 165, 194, 203, 252, and 274.

Respectfully submitted,

MALCOLM MCEACHIN,  
*Secretary of State.*

Mr. Kelly moved that the vetoed bills be made a special order of business for Wednesday, January 20, 1943, at 2 p. m.

STATE OF NEVADA  
DEPARTMENT OF STATE  
CARSON CITY, January 18, 1943.

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

I have the honor to return to your honorable body Assembly Joint Resolution No. 1, which passed the 1941 Legislature and is now returned for action

by the 1943 Legislature as required by law, together with the buff copy thereof.

Respectfully submitted,

MALCOLM MCEACHIN,  
*Secretary of State.*

Mr. Kelly moved that Assembly Joint Resolution No. 1 be placed on the Speaker's desk pending the appointment of Standing Committees.

STATE OF NEVADA  
DEPARTMENT OF STATE  
CARSON CITY, January 18, 1943.

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

I have the honor to submit to your honorable body Initiative Petition as follows:

An Act relating to and providing for the general welfare of the State of Nevada and of the people thereof by providing for compulsory old-age assistance to needy aged persons in this State, as defined and provided for in this Act; defining certain terms; designating the single State agency of this State to supervise the administration thereof, and defining the authority and duties thereof; providing for cooperation with the Government of the United States in furnishing such pensions or assistance pursuant to the provisions of the so-called Social Security Act of Congress, approved August 14, 1935; designating the boards, and other agencies, authorized to administer and supervise the administration of such assistance and defining the authority and duties thereof; defining the minimum amount of such need and assistance to each such needy aged person and the qualifications for eligibility therefor; authorizing the making and promulgation of rules and regulations relating to the administration of this Act; providing for the establishment of certain State and county funds and regulating the expenditures therefrom; providing penalties for the violation of the provisions of this Act; repealing a certain Act and all other Acts and parts of Acts of this State in conflict herewith; and other matters relating thereto.

The petition was filed in my office on December 14, 1942, as provided by law and is herewith presented to the Legislature for such action as they desire to take on the same.

The petition above referred to has been bound in, and consists of three volumes.

Vol. 1 thereof containing parts 1 to 13, inclusive, of said petition.

Vol. 2 thereof containing parts 14 to 27, inclusive, of said petition.

Vol. 3 thereof containing parts 28 to 41, inclusive, of said petition.

In the event that said petition shall not be acted upon or is rejected, or if a substitute measure is proposed, will you please cause the submitted petition to be returned to this office. If, however, the petition be enacted, it will of course, take the regular course of all enacted bills.

Yours truly,

MALCOLM MCEACHIN,  
*Secretary of State.*

Mr. Kelly moved that the Initiative Petition be placed on the Speaker's desk pending appointment of Standing Committees.

Carried.

House in recess at 2:50 p. m.

HOUSE IN SESSION

At 4 p. m.

Mr. Speaker in the Chair.

Quorum present.

## MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Kelly:

Assembly Resolution No. 1:

*Resolved by the Assembly of the State of Nevada,* That the following-named persons be and they are hereby elected as attachés of this Assembly for the Forty-first Session, to wit: Jeff Springmeyer, Assistant Clerk; Alice Nelson, Minute Clerk; George Stark, Sergeant-at-Arms, and the following named persons: Eleanor Fabri, Fern Caffrey, Edith Welty, Blanche Wyckoff, Edith Recanzone, Pearl Gardner, W. Mathews, Frank Bugbee, Ruth Hazard, Evelyn Johnson, Lola Bronson, Jeanne Brannin, Ora Freeland, Lucile Enke, Roberta Bastian, Lois Shallenberger, Rose Brockerovick, Luella Prendergast, Louise Rice, Julius Peaklat, Liva McCabe, Gerda Roeder, Stephen Heaser, Blake Goss, Bob Ducker, Sara Dale, Byrd Bartlett, Celia Tennant, Claude Lund, Frank McCafferty, Agnes Gulling, Edith Waters, Evelyn Panches, Ruth Flornoy, Rita Pergrossi, Mrs. W. C. Bradshaw, Mrs. Bert Marling, Mrs. Simonsen, Mrs. King, Miss Brown, Avery Winnemucca, Bert Forbes, and Harold Muldoon to be assigned by the Chief Clerk of the Assembly and the Speaker.

Mr. Kelly moved the adoption of the resolution.

Resolution adopted.

By Mr. Kelly:

Assembly Resolution No. 2:

*Resolved by the Assembly of the State of Nevada,* That Frank W. Ingram is hereby employed as the official bill drafter of the Nevada Assembly of the Forty-first Session of the Nevada Legislature.

Mr. Kelly moved the adoption of the resolution.

Resolution adopted.

Mr. Speaker appointed Messrs. Ryan and Murphy as a committee to request Chief Justice Orr to administer the oath to the attachés.

The oath was administered.

Mr. Speaker appointed as Committee on Mileage Mr. McElroy, Chairman, and Messrs. Ryan and Kleppe.

Mr. Speaker assigned space to E. T. Clyde, Arthur Soverkrup, Frank Helmick, and Paula Day at the Press table.

Mr. Speaker announced the Assembly would recess for three minutes.

Recess at 4:15 p. m.

## HOUSE IN SESSION

At 4:50 p. m.

Mr. Speaker in the Chair.

Quorum present.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Mileage begs leave to report as follows:

We find the following members of the Assembly are entitled to receive the amount of money for mileage set opposite each of their respective names:

<i>Churchill County</i>		
Berney, E. S. (Fallon).....	186 miles	\$18.60
Stark, Clyde B. (Fallon).....	186 miles	18.60

*Clark County*

Grant, Archie C. (Las Vegas).....	952 miles	\$95.20
Kelly, John (Las Vegas).....	952 miles	95.20
Murphy, Ambrose M. (Las Vegas).....	952 miles	95.20
Ryan, James G. (Las Vegas).....	952 miles	95.20

*Douglas County*

Mack, Duane (Minden) .....	34 miles	3.40
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*Elko County*

McElroy, J. F. (Wells).....	744 miles	74.40
Monroe, Warren L. (Elko).....	644 miles	64.40
Taber, Milo (Elko) .....	644 miles	64.40
Tavelle, William B. (Deeth).....	708 miles	70.80

*Esmeralda County*

White, Perry (Silver Peak).....	650 miles	65.00
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*Eureka County*

Woods, Alma (Eureka) .....	522 miles	52.20
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*Humboldt County*

Sowers, Lewis L. (Winnemucca).....	392 miles	39.20
Moore, Ted C. (Winnemucca).....	392 miles	39.20

*Lander County*

Tandy, Doug H. (Austin).....	420 miles	42.00
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*Lincoln County*

Bastian, C. O. (Alamo).....	1,088 miles	108.80
Duffin, Press, Jr. (Caliente).....	980 miles	98.00

*Lyon County*

Henrichs, Peter (Yerington) .....	144 miles	14.40
Strosnider, Fred (Yerington).....	144 miles	14.40

*Mineral County*

Donnelly, Hayes (Hawthorne).....	396 miles	39.60
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*Nye County*

Boak, C. C. (Tonopah).....	538 miles	53.80
Floathe, S. (Tonopah) .....	538 miles	53.80
Sharp, Mary (Currant).....	700 miles	70.00

*Ormsby County*

Dickerson, Denver (Carson City).....	2 miles	.20
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*Pershing County*

Munk, Harry A. (Lovelock).....	354 miles	35.40
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*Storey County*

Johnson, Leo K. (Virginia City).....	30 miles	3.00
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*Washoe County*

Kleppe, Ernest J. (Reno).....	60 miles	6.00
Ruedy, Clarence R. (Reno).....	60 miles	6.00
Capurro, Louis J. (Reno).....	60 miles	6.00
Phillips, Fred (Reno).....	60 miles	6.00
Burke, Peter A. (Reno).....	60 miles	6.00
Allen, K. L. (Reno).....	60 miles	6.00
Covington, H. L. (Sparks).....	66 miles	6.60
Jepson, O. D. (Sparks) .....	66 miles	6.60
Crawford, Don (Vya).....	526 miles	52.60

*White Pine County*

Carlson, Clifford A. (Cherry Creek).....	816 miles	\$81.60
Fisher, Gerald (Ely).....	708 miles	70.80
Hall, H. O. (Ely).....	708 miles	70.80
Smith, J. P. (Ruth).....	720 miles	72.00

Mr. McElroy moved the adoption of the report as read.  
Report adopted.

## MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Grant moved that the Ormsby County members of the Assembly be appointed to secure the services of the Clergy for the Assembly this session.

Carried.

Mr. Monroe moved that the rules, as amended, for the conduct of business for the Fortieth Session be adopted by the Forty-first Session.

Remarks by Messrs. Burke, Monroe, and Boak.

Motion carried.

Mr. Speaker appointed Messrs. Monroe, Moore, and Grant to meet with the State Controller, Mr. H. C. Schmidt, in regard to committee rooms for the Assembly.

Mr. Kelly moved the Assembly adjourn until Tuesday, January 19, 1943, at 11 a. m.

Carried.

Assembly adjourned at 5 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*



**THE SECOND DAY**

CARSON CITY (Tuesday), January 19, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by the Chaplain, Reverend J. L. Harvey.

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

Remarks by Mr. Boak.

Carried.

**REPORTS OF COMMITTEES**

*Mr. Speaker:*

Your committee appointed to secure committee room space begs leave to report:

Room No. 43—Education Department—Ways and Means Committee.

Room No. 57—Judiciary Committee.

Rooms Nos. 56 and 54—Enrollment, Journal Clerks, and Engrossment.

Room No. 32—General Committee Room.

State Printing Office—Mailing Room.

WARREN L. MONROE, *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. 1, which was declared an emergency measure and passed by the Senate this day by the following vote: Yeas, 16; absent, 1.

BETTY MILLS,

*Assistant Secretary of the Senate.*

**INTRODUCTION AND FIRST READING**

Senate Bill No. 1.

On motion of Mr. Kelly, duly seconded, all rules were suspended, reading so far had considered first reading, rules further suspended, declared an emergency measure under the Constitution, and placed on third reading and final passage.

**GENERAL FILE AND THIRD READING**

Senate Bill No. 1.

Roll called.

YEAS—Allen, Bastian, Berney, Boak, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—39.

NAYS—None.

Not voting—Burke.

Senate Bill No. 1 having received a constitutional majority, Mr. Speaker declared it passed.

#### MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Kelly :

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 sixty (\$60) dollars, and the same be certified by the Speaker and Chief Clerk to the 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. Kelly moved the adoption of the resolution.

Resolution adopted.

The Assembly recessed at 11:26 a. m.

#### HOUSE IN SESSION

At 11:45 a. m.

Mr. Speaker in the Chair.

Quorum present.

Assembly recessed at 11:47 a. m.

#### HOUSE IN SESSION

At 1:50 p. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Speaker appointed Messrs. Monroe and Berney to invite the Senate to meet in Joint Session with the Assembly to hear the Governor's Message.

Mr. Speaker appointed Messrs. Kelly and Tandy to escort the President of the Senate, Lieutenant Governor Vail M. Pittman, to the rostrum.

The Sergeant-at-Arms announced that the President of the Senate and members of the Senate were at the bar of the Assembly.

Messrs. Kelly and Tandy escorted the President of the Senate to the Speaker's rostrum.

#### IN JOINT SESSION

At 2:05 p. m.

President of the Senate in the Chair.

Senator Robbins moved that committees be appointed to invite and escort the Supreme Court Judges to their chairs.

Carried.

Senator Robbins moved a committee be appointed to inform the Governor that the Senate and Assembly were in Joint Session and ready to receive his message.

Carried.

The President of the Senate appointed Senator Russell and Assemblyman Tandy to invite and escort the Supreme Court Judges to their chairs.

The President of the Senate appointed Senator Farndale and Assemblyman Kelly to wait upon the Governor.

The Sergeant-at-Arms informed the President of the Senate that the Supreme Court Judges were at the bar.

The committee appointed escorted the Supreme Court Judges to their chairs.

The Sergeant-at-Arms informed the President of the Senate that His Excellency, Governor E. P. Carville, was at the Assembly bar.

The committee appointed escorted the Governor to the rostrum.

The President of the Senate welcomed the Governor and asked him to read his message.

The Governor delivered his message as follows.

*To the Honorable, the Senate and Assembly:*

Pursuant to Article V, Section 10 of the Constitution of Nevada, the Governor is required to communicate by message to the Legislature at every regular session and recommend such measures as he may deem expedient.

In compliance with this constitutional provision, it is my privilege and duty to report to you, as members of the Forty-first regular session, conditions existing within the State, and to briefly comment upon them and its State institutions.

The financial condition of the State and its various departments is sound, and in a better condition than when I reported to the Fortieth Legislature.

Economic conditions in this State are good and in many sections are above normal. Livestock, wool, produce, and strategic metals are in demand. Good prices are being paid for them, with the result that business along almost every line is doing well. As a governmental war measure many of our gold and silver producing mines have been shut down. Naturally, our State revenue from this source will be decreased and business enterprises will suffer.

It should be borne in mind that extraordinary conditions brought about by the war are responsible for a certain amount of prosperity within the State.

#### BIENNIAL BUDGET

The Statutes of 1919, page 58, require that the Biennial Budget for the fiscal years 1944-1945, with the accompanying proposed appropriation bill, be laid before you within twenty days after the Legislature has convened. This must be made after all departmental reports of receipts and estimated expenditures are received and studied. This budget will contain financial statements of all departments of the State Government during the past one and one-half years, as well as estimated expenditures for the six months ending June 30, 1943; also, estimated requirements as approved by the Executive for the ensuing two years commencing July 1, 1943, and ending June 30, 1945.

I shall have the budget in your hands within a few days and I request your careful consideration of and attention thereto.

#### STATE FINANCES

The records of the State Treasurer show the net balance of State funds in the State Treasury, as of January 5, 1943, to be \$2,713,915.48. On the same date the outstanding bonded indebtedness of the State amounted to \$585,000, all of which is held by trust fund accounts.

On June 30, 1942, bonds owned by the various State trust funds had a book value of \$3,869,840.58. On December 31, 1942, these investments had a book value of \$3,904,043.42. Income from interest on the bonds from July 1, 1940, to June 30, 1942, amounted to \$207,791.21. On December 31, 1942, the sum of \$58,469.11 was available in cash for investment.

## STRENGTHENING OUR WAR EFFORT

We are well aware that our national debt is increasing daily at a tremendous rate. I urge you to keep in mind that this debt must be met and that a corresponding increase in State obligations to it would only place two heavy financial burdens upon our people. Economy within our State has been the fundamental basis of our prosperity, and it is with pride that we point to the fact that our State is almost free of bonded indebtedness.

I urge you to complete this session within the shortest time possible, having in mind that your work should be done well and with precision. Reduce legislative expenses, weigh carefully appropriations, and grant only those tending to improve and build our State. Obtain value received for every dollar of outlay of funds.

Insofar as the enactment of war legislation is concerned, each member of the Senate and Assembly should ask himself two questions: Will this bill promote national morale—or injure it? Will it help the war effort—or hamper it?

The people of our State are in no mood to tolerate any political battles in this time of national crisis. At least, until complete victory is had, political hatchets must be buried or delay and embarrassment will result and we will be courting tragedy and disaster.

In some States, Governors have already been given broad latitudes to suspend and modify laws on their own motion. I do not ask for extraordinary powers as your war-time Governor, nor do I recommend that such powers be given the Chief Executive of Nevada. I am proposing that careful study be given to laws we now have on our statute books and the enactment of new laws, to the end that we might meet existing and anticipated emergency conditions. For instance, special attention should be given to our law dealing with civilian defense and our State Police organization, as hereinafter specifically mentioned in this message. Special attention should be given to the broadening of the laws applying to the practice of dentistry and medicine to allow temporary permits to practitioners for the duration of the war.

## STATE COUNCIL OF DEFENSE

The present State Council of Defense was set up under a law passed in 1919. The council has been functioning well, but I am of the opinion that a new law should be passed covering this subject in order that greater efficiency in civilian defense can be obtained in these critical times. The old law was enacted in peace times, and portions of it are obsolete and do not cover many of the present emergencies that arise from day to day.

I recommend that there be a sufficient appropriation made to allow the council to operate as a separate entity and not have it dependent upon any other State department for support. Under the present set-up support is being obtained from other State departments, which lessens the efficiency of those departments as well as the council itself. It is extremely important that every department should function properly.

## POLICE PROTECTION

In two previous messages I have requested that our State Police law be strengthened. The last Legislature did away with the Highway Patrol and set up a system under the Public Service Commission by which inspectors served as license collectors of automobiles, trucks, and busses. The inspectors were stripped of police powers and were not even granted the right to perform highway patrol duties, such as making arrests for drunken and reckless driving. There were 107 deaths due to accidents on the Nevada State highways during the year 1942 and 102 deaths in 1941, as compared to 77 deaths in 1940 and 71 deaths in 1939.

The present State Police force consists of one paid officer and a secretary. We have no highway patrol protection, except through the local sheriffs, constables, and city police, whose duties are confined within limits of their legally established jurisdictions.

Our National Guard has been inducted into the regular army. The expense

of organizing and maintaining a State Guard under present conditions is prohibitive. The compensation as set by law for the National Guard would be so negligible that we could not hope to interest valuable or even satisfactory personnel in a State Guard to carry on such duties as it might be required to perform.

In my judgment a sufficient State Police force, properly stationed over the State, would be a great aid to the protection and safety of the people of our State. They would work in conjunction with sheriffs, constables, and city police and act as a coordinating body with those law enforcement agencies, the Department of Justice and other Federal agencies. A State Police force, with a sufficient number of officers, which I believe should not exceed ten men, cooperating with city, county, and national officers would be specially important in controlling subversive activities, prevalent throughout our State and Nation.

The State of Nevada is the only State in the Union that does not maintain a State Police force. In many of the States the State Police is the unit under which protective measures and policies are formulated and carried out for the various State Councils of Defense.

It appears to me to be a shirking of responsibility to let this important piece of legislation lag from year to year.

I recommend that a direct appropriation be made in an amount sufficient to pay proper salaries and supply equipment for a State Police force for the State of Nevada.

If you desire to change the name of the organization to "Nevada Enforcement Bureau" or "Nevada Bureau of Investigation," or some other name, that is your privilege, but I respectfully urge that you take action on this important measure at this session.

#### WAR EMERGENCY FUND

I respectfully recommend that the amount of the Emergency Fund created by the 1941 Legislature be increased for use in the event that the hazards of these times should bring major disasters and increased dangers to our State. This fund is handled under the direction of your State Board of Examiners.

#### AMENDMENT TO THE POLL TAX LAW

I urge you to amend the present poll tax law so as to exempt those who enter the armed forces from paying a poll tax for the duration. I believe that they are entitled to this consideration, which is very little compared to the sacrifices that they are making.

#### HIGHWAYS

For the duration of the war all that we can hope to do on our highway system is to maintain those roads we now have and collaborate with the Federal Government in constructing new roads in strategic areas. In fact, the Federal Government has limited the outlay of its funds to necessary military and strategic roads and will not cooperate with the State in the construction of any other class of roads. On account of gas rationing and the policy to save rubber, funds from gasoline taxes have recently dropped substantially, which will give us less money upon which to operate for some time to come.

During the years 1941 and 1942 the personnel in the Maintenance Division of our Highway Department has been reduced 18%. The personnel in all other divisions of the Highway Department has been reduced 37.6%. Further reduction in personnel shall be made in the future as the necessity demands.

#### THE NEVADA INDUSTRIAL COMMISSION

I respectfully refer you to the report of the legally appointed accountant of the Nevada Industrial Commission, submitted September 9, 1942. This report contains a résumé of the financial transactions of the Commission from July 1, 1913, to June 30, 1942.

Due largely to the unprecedented volume of work being carried on in construction projects within Nevada in the year 1942, the cash and investment holdings appear to be abnormally large. It must be kept in mind, however,

that a study must be made over a period of time in order to determine, with any degree of accuracy, the amount of the reserves necessary to meet liabilities resulting from risks involved in new and additional construction.

I have made a study of the situation and have discussed it with members of the Commission, who are now preparing a revised rate schedule, which will provide lower rates in those classifications whose experience warrants such action, and I have suggested that they also consider the advisability of increasing the rate of compensation to injured workmen.

#### TRANSPORTATION

This problem has become acute and complicated in aiding the Federal Government in the conservation of vital transportation equipment and in the prompt and continuous movement of traffic concerned with the national war effort and with the preservation of the domestic wartime economy. Since Nevada might be termed a bridge State in the transportation field, we necessarily have been called upon to follow liberal policies in allowing the movement of war materials, man power, etc. I consider our laws broad enough to take care of the problems arising at the present time.

#### INSTITUTIONS

At the Fortieth Session of the Nevada Legislature an Act was passed creating a bond issue to enlarge the State Prison. Work was begun by obtaining plans and specifications for the building and supplying stone, sand, and gravel for the construction program. Inmates of the prison quarried and shaped this stone and hauled the sand and gravel.

Priorities on steel and other necessary material could not be obtained, so the construction must necessarily be postponed until after the war. This will furnish work for some laborers during the postwar program. The overcrowded condition of the prison has been somewhat relieved due to there being less crime since the beginning of the war, but the situation as to housing facilities for State prisoners is still grave.

As a very important part of the war program in this State, I have requested certain State institutions to increase food production in order to become as nearly self-supporting as possible. I refer to the Nevada State Prison, the Orphans' Home, the Nevada State Hospital for Mental Diseases, and the Nevada School of Industry. Each one of these institutions has land, labor, and facilities to produce food commodities in greater quantities. I also appeal to the Agricultural Department of the Nevada State University to exert every effort at its command to help increase production throughout the State.

Food shortages will be extreme for some time to come. We must feed our armed forces, our civilian population, and assist our allies in this important phase of carrying on the war.

#### STATES RIGHTS

For some time past I have been protesting various authorities, policies, and requirements of the National Social Security Board. Using the argument that it was a war measure, this board took over the Employment Division of our Employment Security Department. It was turned over to the Federal Government, by your Governor, with the reservation that it be returned to the State at the end of the war.

An effort was made by the same board to further augment its authority by taking over the Compensation Division of the Employment Security Department. It appears to me that the action that has been taken was a direct attempt to federalize this department of our government that has been functioning so well in our State.

Attempts have been made to federalize other State departments over the period of the past few years. There has appeared to develop a definite tendency in our national life, which, if followed up, will ultimately result in the loss of that democracy which we are so anxiously striving to make secure.

I am willing to concede that every power that is necessary for the Federal Government to exercise for the successful prosecution of this war should be accorded. But in doing so, two principles should be borne in mind: First,

that the power should not be surrendered unless it is a necessity toward the war effort; and, second, that the return of that power from the Federal Government to the local governments will come with the end of the war.

#### ECONOMIC DEVELOPMENT

A proposed plan for the economic and social development of Nevada, termed the "Six Year Plan," has been supplied to each of you. While our present effort must be centered on winning the war, we cannot overlook future lines of governmental endeavor in postwar planning. We must first win the war, and we can and will do so. Then comes the period of reconstruction. We of Nevada must be ready with a program for building, for protection of persons and property, conservation of health and sanitation, improving natural resources, enlarging hospitals and institutions, broadening education, extending highways, and developing any project or plan for the physical or social betterment of the State.

The State Planning Board is to be commended upon the "Six Year Plan" they have outlined and I ask that it be given your careful consideration.

In order that this work may go on under the Planning Board, I suggest that a fund be appropriated for incidental expenses and for traveling expenses, in order that the members may hold occasional meetings at some central point. For the past two years such meetings have necessitated the expenditure of the private funds of the board members. No salaries have been paid to those persons acting as members of the Planning Board and I do not ask that moneys be appropriated for this purpose.

On May 8 and 9, 1942, Nevada's First Economic Conference was held in Reno, Nevada, and was attended by representative citizens from all sections of the State.

I called this conference, having in mind that the economic and social development of our State is the responsibility of all of its people, and that we should all have our opportunity to participate in our State's present and future welfare.

Prior to the conference, State committees were organized and State chairmen appointed to represent various phases of our social and industrial life. Papers were presented by the State chairmen in order that there would be a basis for discussion and subsequent recommendations might be made by the various groups. At the first State-wide conference a foundation for future county conferences was laid. I am confident that county conferences will be held and conclusions from their deliberations will be taken up at general State Economic Conferences, to be called as the occasion or necessity demands. I consider this a truly democratic process through which we can work out many of our present and postwar problems.

I am bringing this conference to your attention with the request that you review the proceedings, and I particularly call your attention to the summary of recommendations from the various groups. I feel that there are many suggestions in the proceedings that should have the consideration of your honorable bodies. I do not feel, however, that it is my prerogative to incorporate them in my message, but do urge that each of you investigate the report of the first conference and consult among yourselves as to the worthiness of suggestions and recommendations that were made.

#### RECOMMENDATIONS CONTAINED IN ATTORNEY-GENERAL'S REPORT

The last report of the Attorney-General contained several recommendations concerning amendments to some of our laws now on our statute books. As they all have merit, I request your earnest consideration of the recommendations that have been made. I call your particular attention to the following:

1. "Appointed Officers—End of Term."
2. "Salaries—State Officers and Employees."
3. "Constitution of State—Method of Amending."
4. "Official Bonds of Public Officers—State Bonding Act."
5. "Repeated Recommendations."

## CONCLUSIONS

Under the law you have the right to make investigations of State departments and institutions. I invite you to use this authority, if you see fit, to determine whether the departments and institutions are functioning properly. I also invite constructive suggestions as to means of improving departments, as your investigations might disclose.

I ask you to feel free at all times during the session to discuss matters of State with me. It is impossible to comment upon all matters of State in a message, so I have directed to your attention only such matters as appear to be most pressing and deserving of consideration. I reserve the right to supplement this message with other communications during the session.

In all of our efforts let us bear in mind that times are not normal; that in some portions of our State conditions are much better than in other parts; that prices are unstable and commodities are becoming harder to obtain.

We are living in a Nation locked in a life and death struggle that the rights we cherish as a free people will not perish from the earth. We must think, we must work, we must be thrifty and cooperate as one big family.

We have a vital job to do here at home. We must direct our efforts toward backing up the men we have sent "Over There." Then, too, we must keep in mind the adjustments that must be made in the transition from war to a peace-time economy.

Let each of us bear his fair share of the burden so that when our boys come home they can step into a well-planned economic program that will gradually lead us back to normal times. Those boys must have jobs, and by foresight and careful planning through our local and State government we will be in a position to offer to them, in appreciation of their sacrifices, proper opportunities for the inevitable readjustments necessary for the normal lives that they temporarily gave up.

Respectfully submitted,

E. P. CARVILLE,  
*Governor of Nevada.*

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

Carried.

Senator Robbins moved, at 2:38 p. m., that the Joint Session be dissolved.

Carried.

## HOUSE IN SESSION

At 3 p. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Speaker appointed Messrs. Monroe and Boak as a committee to draft appropriate resolutions in honor of the deceased members of the Assembly.

Mr. Kelly moved that the Assembly adjourn until Wednesday, January 20, 1943, at 11 a. m.

Carried.

Assembly adjourned at 3:02 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*



**THE THIRD DAY**

---

CARSON CITY (Wednesday), January 21, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by the Chaplain, Reverend J. L. Harvey.

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

Carried.

MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Kelly :

Assembly Resolution No. 4 :

*Resolved by the Assembly of the State of Nevada, That the sum of ten (\$10) dollars is hereby appropriated out of the Legislative Fund to be used by the Speaker in the prepayment for postage for the official business of the Assembly.*

Mr. Kelly moved the adoption of the resolution.

Resolution adopted.

By Mr. Kelly :

Assembly Resolution No. 5 :

*Resolved by the Assembly of the State of Nevada, That the Secretary of State be requested to secure at least twelve (12) chairs for the use of the desk clerks in the Assembly Chamber.*

Remarks by Mr. Kelly.

Mr. Kelly moved the adoption of the resolution.

Resolution adopted.

By Mr. Boak :

Assembly Joint Resolution No. 1 :

Proposal to amend section 1, article XVI, of the Constitution of the State of Nevada.

*Resolved by the Assembly, the Senate concurring, That section 1 of article XVI of the Constitution of the State of Nevada be amended to read as follows :*

SECTION 1. Any amendment or amendments to this Constitution may be proposed in the Senate or Assembly; and if the same shall be agreed to by a majority of all the members elected to each of the two Houses, such proposed amendment or amendments shall be entered on their respective Journals, with the yeas and nays taken thereon, and referred to the Legislature then next to be chosen, and shall be published for three months next preceding the time of making such choice. And if, in the Legislature next chosen as aforesaid, such proposed amendment or amendments shall be agreed to by a majority of all the members elected to each House, then it shall be the duty of the Legislature to submit such proposed amendment or amendments to the people in such manner and at such time as the Legislature shall prescribe; and if the people shall

approve and ratify such amendment or amendments by a majority of the average number of votes cast by the electors for State candidates having opposition in such election, such amendment or amendments shall become a part of the Constitution.

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. Boak:

Assembly Joint Resolution No. 2:

Proposal to amend section 1, article XVIII, of the Constitution of the State of Nevada.

*Resolved by the Assembly, the Senate concurring,* That section 1 of article XVIII of the Constitution of the State of Nevada be amended to read as follows:

SECTION 1. The rights of suffrage and office-holding shall not be withheld from any citizen of the United States by reason of his or her color or previous condition of servitude.

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. Phillips:

Assembly Joint Resolution No. 3, relative to memorializing the Congress of the United States to protect and enhance the social security benefits to all persons inducted into the military services, and to provide a cushion for postwar conditions.

WHEREAS, Many persons have been inducted into the armed services of the United States who have since the inception of the Social Security Act contributed substantial sums for unemployment benefits; and

WHEREAS, Congress is considering legislation designed to protect the interests of these persons when they have completed their service; and

WHEREAS, The members of the Legislature of the State of Nevada deem it advisable to provide those persons who are discharged from the armed forces with unemployment benefits without disrupting the economic standards of the country at the time of their discharge; now, therefore, be it

*Resolved by the Assembly and the Senate of the State of Nevada, jointly,* That the Legislature of the State of Nevada hereby memorializes and petitions Congress to enact legislation which will provide that such persons who are inducted into the military or naval services of the United States shall be paid unemployment benefits of one hundred dollars (\$100) per month for a period of twelve (12) months following their discharge from such services, which said monthly payments will cushion a period of adjustment and permit such discharged personnel to secure appropriate employment; and be it further

*Resolved,* That a copy of this joint resolution be transmitted to the President of the United States, to the Vice President of the United States, and to each member of the Senate and the House of Representatives of the United States, and that the Senators and Representatives representing the State of Nevada in Congress be urged actively to support such legislation.

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 Social Welfare.

Remarks by Messrs. Boak and Phillips.

Carried.

Mr. Boak gave notice that on some future legislative day he would introduce a series of four bills making corrections in the registration, primary, general election, and absent voter's laws.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. McElroy moved that the vetoed messages of the Governor which were made a special order of business for Wednesday, January 20, 1943, at 2 p. m. be vacated, and that the vetoed bills be taken up at this time.

Carried unanimously.

VETO MESSAGES OF THE GOVERNOR

Vetoed Assembly Bill No. 47 of the Forteith Session.

STATE OF NEVADA  
EXECUTIVE CHAMBER  
CARSON CITY, March 31, 1941

HON. MALCOLM MCEACHIN, *Secretary of State, Carson City, Nevada.*

DEAR SIR: Herewith there is deposited in your office for filing, within the constitutional time limit and without my approval, Assembly Bill No. 47, introduced March 13, 1941, by the Committee on Judiciary and entitled "An Act regulating the business of making loans; providing for maximum rates of interest; providing penalties for violations of this act; and other matters properly relating thereto."

The Executive Office believes that legislation of the general character of the present bill would be advisable and that there does exist the evil of the activities of the so-called "loan sharks" with their excessive charges.

The present measure, however, goes beyond the restrictions required to properly regulate the making of those comparatively small loans where this evil is manifest.

I believe a measure of this character should be restricted to loans of a defined maximum amount, while the present bill is so drawn as to undoubtedly interfere with purely commercial loans where our existing usury law affords all necessary protection.

For the foregoing reasons this bill is deposited without my approval.

Respectfully submitted,

E. P. CARVILLE,  
*Governor.*

The question was put "Shall the bill pass notwithstanding the objections of the Governor?"

The veto of the Governor was sustained by the following vote:

YEAS—None.

NAYS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—40.

Vetoed Assembly Bill No. 51 of the Fortieth Session.

STATE OF NEVADA  
EXECUTIVE CHAMBER  
CARSON CITY, March 28, 1941

HON. MALCOLM MCEACHIN, *Secretary of State, Carson City, Nevada.*

DEAR SIR: Herewith is deposited in your office for filing within the constitutional time limit and without my approval, Assembly Bill No. 51, introduced

February 5, 1941, by Mr. Jones and entitled "An Act to amend an Act entitled 'An Act regulating the registration of electors for general, special, biennial and primary elections,' approved March 27, 1917, together with the Acts amendatory thereof or supplementary thereto."

In the course of its progress through the Legislature the title of this Act was amended by inserting the word biennial where it now appears in the above-quoted title.

As originally introduced in the House the title of the Act of March 27, 1917, was correctly given. There is, however, no such Act as the one referred to in the title of this Act as it was thus amended.

For the foregoing reasons this bill is deposited without my approval.

Respectfully submitted,

E. P. CARVILLE,

*Governor.*

The question was put "Shall the bill pass notwithstanding the objections of the Governor?"

The veto of the Governor was sustained by the following vote:

YEAS—None.

NAYS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—40.

Vetoed Assembly Bill No. 58 of the Fortieth Session.

STATE OF NEVADA

EXECUTIVE CHAMBER

CARSON CITY, March 28, 1941

HON. MALCOLM McEACHIN, *Secretary of State, Carson City, Nevada.*

DEAR SIR: Herewith is deposited in your office for filing within the constitutional time limit and without my approval, Assembly Bill No. 58, introduced by Mr. Kispert, February 6, 1941, and entitled "An Act to amend an Act entitled 'An Act concerning public schools, repealing certain Acts relating thereto,' approved March 20, 1911, as amended."

This Act would amend a section of our public school law defining the powers and duties of trustees by requiring them to publish quarterly reports of their expenditures in all cases where a school has an enrollment of fifty students or more.

It is the view of the Executive Office, concurred in by the Educational Department, and very generally expressed by school boards throughout the State, that the expense involved in many cases would run into many hundreds of dollars each year, which makes this legislation unwise, particularly in view of the fact that any interested person has now available to him complete records of such expenditures.

The problem of our public schools is to have sufficient money to carry on and effectively accomplish the work for which our schools are designed. What money is now available had better be spent in furthering the educational work designed to be done by the schools rather than in duplicating information which is now available to any interested taxpayer.

For the foregoing reasons this bill is deposited without my approval.

Respectfully submitted,

E. P. CARVILLE,

*Governor.*

The question was put "Shall the bill pass notwithstanding the objections of the Governor?"

The veto of the Governor was sustained by the following vote :

YEAS—None.

NAYS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—40.

Vetoed Assembly Bill No. 119 of the Fortieth Session.

STATE OF NEVADA  
EXECUTIVE CHAMBER  
CARSON CITY, March 28, 1941

HON. MALCOLM McEACHIN, *Secretary of State, Carson City, Nevada.*

DEAR SIR: There is deposited in your office for filing, within the constitutional time limit, and without my approval, Assembly Bill No. 119, introduced February 19, 1941, by the Humboldt County Delegation and entitled "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, together with all Acts supplemental thereto or amendatory thereof."

This bill is entitled as an Act to amend a law which is general in character and applicable to all the counties of the State, but the bill seeks to add to the Act a section which would make it not such a general law but one restricted to a very limited number of counties in the State. This may not be done without a suitable amendment of the title of the original Act.

For the foregoing reasons this bill is deposited without my approval.

Respectfully submitted,

E. P. CARVILLE,  
*Governor.*

The question was put "Shall the bill pass notwithstanding the objections of the Governor?"

The veto of the Governor was sustained by the following vote :

YEAS—None.

NAYS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—40.

Vetoed Assembly Bill No. 120 of the Fortieth Session.

STATE OF NEVADA  
EXECUTIVE CHAMBER  
CARSON CITY, March 28, 1941

HON. MALCOLM McEACHIN, *Secretary of State, Carson City, Nevada.*

DEAR SIR: There is deposited in your office for filing, within the constitutional time limit, and without my approval, Assembly Bill No. 120, introduced February 19, 1941, by the Committee on Social Welfare and entitled "An Act providing for the supervision over, sanitation and cleanliness of tourist

courts, defining the same, providing for the issuance of permits for the construction and operation of the same, and providing a penalty for the violation of this Act, and other matters properly relating thereto."

This bill goes beyond that title and covers operation of trailers on highways.

Its definition of "tourist court" is so broad that it embraces every hotel and lodging house in the State.

While legislation of the general character here sought to be enacted might be very advisable, that legislation should be contained in a more carefully prepared Act and one definitely constitutional in form.

For the foregoing reasons this bill is deposited without my approval.

Respectfully submitted,

E. P. CARVILLE,  
*Governor.*

The question was put "Shall the bill pass notwithstanding the objections of the Governor?"

The veto of the Governor was sustained by the following vote:

YEAS—None.

NAYS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—40.

Vetoed Assembly Bill No. 128 of the Fortieth Session.

STATE OF NEVADA  
EXECUTIVE CHAMBER  
CARSON CITY, March 31, 1941

HON. MALCOLM MCEACHIN, *Secretary of State, Carson City, Nevada.*

DEAR SIR: Herewith there is deposited in your office for filing, within the constitutional time limit and without my approval, Assembly Bill No. 128, introduced February 20, 1941, by Mr. Tognoni and entitled "An Act to amend an Act entitled 'An Act authorizing boards of county commissioners to grant leave of absence to county officers,' approved March 6, 1893, together with the Acts amendatory thereof or supplemental thereto, and to repeal section 3 of said Act."

It would appear that this Act is too broad in its scope, and while legislation of this general character might be advisable, I think the bill should be drawn with proper regulations, particularly as to the character of cause for absence that must be shown by the officer requesting leave.

Further, the Act gives the County Commissioners power to appoint a deputy for whose actions the absent incumbent of the office is liable upon his official bond; the Board of County Commissioners can fix the salary of that deputy; and finally, there is no provision that the incumbent takes his leave of absence without pay.

For the foregoing reasons, the bill is deposited without my approval.

Respectfully submitted,

E. P. CARVILLE,  
*Governor.*

The question was put "Shall the bill pass notwithstanding the objections of the Governor?"

The veto of the Governor was sustained by the following vote:

YEAS—None.

NAYS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Ruedy,

Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—39.

Absent—Phillips.

Vetoed Assembly Bill No. 133 of the Fortieth Session.

STATE OF NEVADA  
EXECUTIVE CHAMBER  
CARSON CITY, March 28, 1941

HON. MALCOLM MCEACHIN, *Secretary of State, Carson City, Nevada.*

DEAR SIR: There is deposited in your office for filing, within the constitutional time limit, and without my approval, Assembly Bill No. 133, introduced February 20, 1941, by the Elko County Delegation and entitled "An Act providing for the creation of county commissioner districts in certain counties of this State, fixing the powers and duties of boards of county commissioners with respect thereto, providing for the election of county commissioners from districts, repealing a certain Act relating thereto, and other matters properly relating hereto."

It is noted that the Act is entitled as one providing for the creation of county commissioner districts and repealing a certain Act relating thereto, but in the course of its progress through the Legislature, by amendment, section 6 was stricken from the bill. The result is that the title and the bill are not in accord.

Further, it is the thought of the Executive Office that this matter is adequately covered by our general Act which provides for the creation of county commissioner districts according to votes, while in the instant Act the division would be by area and without regard to votes or population within the different districts.

For the foregoing reasons this bill is deposited without my approval.

Respectfully submitted,

E. P. CARVILLE,

*Governor.*

The question was put "Shall the bill pass notwithstanding the objections of the Governor?"

The veto of the Governor was sustained by the following vote:

YEAS—None.

NAYS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—39.

Absent—Phillips.

Vetoed Assembly Bill No. 165 of the Fortieth Session.

STATE OF NEVADA  
EXECUTIVE CHAMBER  
CARSON CITY, March 28, 1941

HON. MALCOLM MCEACHIN, *Secretary of State, Carson City, Nevada.*

DEAR SIR: Herewith is deposited in your office for filing within the constitutional time limit and without my approval, Assembly Bill No. 165, introduced February 26, 1941, by the Committee on Taxation and entitled "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.'"

In this title the date of approval of the bill sought to be amended is not given.

Aside from this technical defect in the bill, it is thought by the Executive

Office that this legislation is unnecessary as the public utilities are impartially and sufficiently represented on the Tax Commission by the Chairman of the Public Service Commission, who is in a position to act impartially as between the different business utilities.

For the foregoing reasons this bill is deposited without my approval.

Respectfully submitted,

E. P. CARVILLE,  
*Governor.*

The question was put "Shall the bill pass notwithstanding the objections of the Governor?"

The veto of the Governor was sustained by the following vote:

YEAS—None.

NAYS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—40.

Vetoed Assembly Bill No. 194 of the Fortieth Session.

STATE OF NEVADA  
EXECUTIVE CHAMBER  
CARSON CITY, March 31, 1941

HON. MALCOLM McEACHIN, *Secretary of State, Carson City, Nevada.*

DEAR SIR: Herewith there is deposited for filing in your office, within the constitutional time limit and without my approval, Assembly Bill No. 194, introduced February 27, 1941, by Mr. Brooks and entitled "An Act to prohibit the sale of merchandise to pupils in the public schools, to be used in connection with the studies or school activities, by any superintendent, principal, teacher, or other employee in the public schools, and providing a penalty for the violation thereof."

In the opinion of the Executive Office this imposes an unnecessary restriction, and my attention has not been directed to any existing condition which this bill would remedy. I believe it would prohibit many very desirable cooperative efforts between the students and their teachers to obtain needed supplies, particularly for the extra-curricular activities of the pupils.

For the foregoing reasons this bill is deposited without my approval.

Respectfully submitted,

E. P. CARVILLE,  
*Governor.*

The question was put "Shall the bill pass notwithstanding the objections of the Governor?"

The veto of the Governor was sustained by the following vote:

YEAS—None.

NAYS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—40.

Vetoed Assembly Bill No. 203 of the Fortieth Session.

STATE OF NEVADA  
EXECUTIVE CHAMBER  
CARSON CITY, March 28, 1941

HON. MALCOLM McEACHIN, *Secretary of State, Carson City, Nevada.*

DEAR SIR: There is deposited in your office for filing, within the constitutional time limit, and without my approval, Assembly Bill No. 203, introduced



February 28, 1941, by the Committee on Education and entitled "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 supplementary thereto."

By this bill it was intended to amend section 83 of our Public School Act, and being section 5732 Nevada Compiled Laws of 1929, by making certain changes in subdivision 1 of that section, leaving unimpaired and unchanged each of the remaining subdivisions of that section.

Inadvertently, in the drafting of the bill these remaining subdivisions of this section were entirely omitted, hence the present bill would effect a repeal of all of these subdivisions thus omitted.

The result would leave the apportionment law so incomplete and defective that nothing might be done thereunder and the bill is being vetoed by the Executive Office at the request of the Educational Department.

For the foregoing reasons this bill is deposited without my approval.

Respectfully submitted,

E. P. CARVILLE,  
*Governor.*

The question was put "Shall the bill pass notwithstanding the objections of the Governor?"

The veto of the Governor was sustained by the following vote:

YEAS—None.

NAYS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—40.

Vetoed Assembly Bill No. 252 of the Fortieth Session.

STATE OF NEVADA  
EXECUTIVE CHAMBER  
CARSON CITY, March 31, 1941

HON. MALCOLM MCEACHIN, *Secretary of State, Carson City, Nevada.*

DEAR SIR: Herewith there is deposited in your office for filing within the constitutional time limit, and without my approval, Assembly Bill No. 252, introduced March 4, 1941, by Mrs. Williams, and entitled "An Act requiring banks to specify reasons for refusal to cash checks, or orders for money, providing a penalty for the violation hereof, and other matters properly relating thereto."

In the opinion of the Executive Office this Act imposes an unnecessary requirement and restriction on banks and imposes an undue penalty for failure to comply with its provisions.

It might further be pointed out that a bank is under no contractual obligation to the payee of a check, but only to its depositor who draws the check, and any default on the part of the bank relative to that duty is now amply protected by our existent law.

For the foregoing reasons this bill is deposited without my approval.

Respectfully submitted,

E. P. CARVILLE,  
*Governor.*

The question was put "Shall the bill pass notwithstanding the objections of the Governor?"

The veto of the Governor was sustained by the following vote:

YEAS—Crawford.

NAYS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy,

Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—39.

Vetoed Assembly Bill No. 274 of the Fortieth Session.

STATE OF NEVADA  
EXECUTIVE CHAMBER  
CARSON CITY, March 28, 1941

HON. MALCOLM MCEACHIN, *Secretary of State, Carson City, Nevada.*

DEAR SIR: Herewith is deposited in your office for filing within the constitutional time limit and without my approval, Assembly Bill No. 274, introduced March 11, 1941, by the Committee on Judiciary and entitled "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, and repealing section 10359 N. C. L. 1929."

It was the evident intent of the Judiciary Committee to effect by this Act a repeal of section 407 of the Crimes and Punishments Act. The title should so state a repeal of that section, as it is not effectuated by the passing of an Act entitled as is above quoted.

The proviso of the Act which relates to a complaint filed by or on behalf of any person engaged in conducting a gambling or saloon business is indefinite and unintelligent, possibly due to inadvertent omission of a word or words in the drafting of the Act.

For the foregoing reasons this bill is deposited without my approval.

Respectfully submitted.

E. P. CARVILLE,  
*Governor.*

The question was put "Shall the bill pass notwithstanding the objections of the Governor?"

The veto of the Governor was sustained by the following vote:

YEAS—None.

NAYS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—40.

There being no objections, Mr. Speaker and the Chief Clerk signed Senate Bill No. 1.

MOTIONS, RESOLUTIONS, AND NOTICES

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

AGRICULTURE

Messrs. Bastian, Carlson, Ryan, Henrichs, and Miss Woods.

BANKS AND BANKING

Messrs. McElroy, Taber, Carlson, Crawford, Capurro, Kleppe, and Berney.

BUILDING AND CONSTRUCTION

Messrs. Smith, Ryan, Tavelle, Donnelly, and Ruedy.

CLAIMS

Messrs. Fisher, Hall, Stark, Allen, and Mrs. Sharp.

CONTINGENT EXPENSES AND ACCOUNTS

Messrs. White, Crawford, Moore, Mrs. Sharp, and Miss Woods.

CORPORATIONS AND RAILROADS

Messrs. Duffin, Covington, Burke, Berney, and Kleppe.

COUNTIES AND COUNTY BOUNDARIES

Messrs. Tavelle, Smith, White, Donnelly, and Tandy.

CREDENTIALS

Messrs. Covington, Duffin, and Munk.

EDUCATION

Messrs. Grant, Strosnider, Jepson, Bastian, Stark, Johnson, and Moore.

ELECTIONS

Messrs. Jepson, Smith, Ryan, Boak, and Tandy.

ENGROSSMENT

Messrs. Tandy, Burke, and Mrs. Sharp.

ENROLLMENT

Messrs. Tavelle, Burke, and Miss Woods.

FEDERAL RELATIONS

Messrs. Murphy, Phillips, Kelly, Monroe, Stark, Boak, and Henrichs.

FISH AND GAME

Messrs. Monroe, Sowers, Grant, Donnelly, and Munk.

INSURANCE

Messrs. Taber, McElroy, and Capurro.

INTERNAL IMPROVEMENTS

Messrs. Hall, White, Burke, Floathe, and Henrichs.

IRRIGATION

Messrs. Strosnider, Sowers, Crawford, Stark, and Henrichs.

JUDICIARY

Messrs. McElroy, Jepson, Taber, Duffin, Ruedy, Tandy, and Boak.

LABOR

Messrs. Ryan, Burke, Jepson, Smith, Floathe, Stark, and Johnson.

LIVESTOCK

Messrs. Duffin, Strosnider, Sowers, Tavelle, Berney, Munk, and Mack.

MAILING

Messrs. Fisher, White, and Moore.

MILEAGE

Messrs. McElroy, Ryan, and Kleppe.

MILITARY AND INDIAN AFFAIRS

Messrs. Crawford, White, Fisher, Mack, and Allen.

MINES AND MINING

Messrs. Carlson, Sowers, Taber, Murphy, Johnson, Boak, and Donnelly.

NATURAL RESOURCES

Messrs. Burke, Strosnider, Bastian, Mack, and Capurro.

PUBLIC HEALTH

Messrs. Kelly, Monroe, Moore, Munk, and Mrs. Sharp.

## PUBLIC LANDS

Messrs. Murphy, Crawford, Phillips, Kleppe, and Stark.

## PUBLIC MORALS

Messrs. Murphy, White, Strosnider, Ruedy, and Moore.

## PUBLIC PARKS

Messrs. Phillips, Duffin, and Allen.

## PUBLIC PRINTING

Messrs. Burke, Monroe, and Allen.

## ROADS AND HIGHWAYS

Messrs. Grant, Hall, Bastian, Covington, Capurro, Berney, and Boak.

## RULES

Messrs. Monroe, Kelly, Covington, Boak, and Tandy.

## SOCIAL WELFARE

Messrs. Sowers, Ryan, Allen, Floathe, and Mrs. Sharp.

## STATE INSTITUTIONS

Messrs. Jepson, Fisher, Taber, Ruedy, and Stark.

## STATE LIBRARY

Mrs. Sharp, Mr. Burke, and Miss Woods.

## STATE PRINTING

Messrs. Monroe, Burke, Tavelle, Crawford, Allen, Tandy, and Boak.

## STATE PRISON

Messrs. McElroy, Murphy, White, Crawford, Munk, Allen, and Mack.

## TAXATION

Messrs. Kelly, Taber, Covington, Bastian, Ruedy, Stark, and Miss Woods.

## TRADE AND MANUFACTURES

Messrs. Phillips, Carlson, Hall, Ruedy, and Donnelly.

## WAYS AND MEANS

Messrs. Covington, Grant, Carlson, Monroe, Strosnider, Sowers, Mack, Kleppe, and Munk.

## STATE PUBLICITY

Messrs. Kelly, Hall, Monroe, Burke, Capurro, Boak, and Moore.

Mr. Kelly moved that the Assembly adjourn until Thursday, January 21, 1943.

Carried.

Assembly adjourned at 12:10 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*

**THE FOURTH DAY**

CARSON CITY (Thursday), January 21, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Bastian and Kleppe, who were excused.

Prayer by the Chaplain, Reverend J. L. Harvey.

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

Carried.

MOTIONS, RESOLUTIONS, AND NOTICES

By Messrs. Monroe and Boak :

Assembly Resolution No. 6 :

WHEREAS, It has come to the knowledge of this Assembly that the Honorable James W. Whalen and the Honorable E. H. Trower, members of this body at the Fortieth Session of the Legislature, have passed away since the termination of the last session ; and

WHEREAS, Mr. Whalen and Mr. Trower were known to their colleagues in the Legislature as ardent supporters of the Government of the United States and of the State of Nevada, always industrious in the welfare of the people of the State and mindful of their best interests ; and

WHEREAS, By their sterling qualities of citizenship and manhood they had endeared themselves to all those who were fortunate to know and work with them ; and

WHEREAS, We feel that their demise is a blow to the State of Nevada ; now, therefore, be it

*Resolved by the Assembly of the State of Nevada, duly assembled in session at its Forty-first Session, That we deeply deplore the death of our former associates and friends, for loss that we have incurred, personally, and for the loss of two good citizens to the State of Nevada ; and be it further*

*Resolved, That we deeply sympathize with the beloved ones who are deprived of one who can never be replaced ; and be it further*

*Resolved, That this resolution be spread upon the Journal of the Assembly, and that the Speaker of the Assembly and Chief Clerk thereof be required to transmit to the parents and to the families of deceased duly certified copies of this resolution.*

Mr. Monroe moved the adoption of the resolution.

Mr. Boak moved to amend the resolution be adopted by a standing vote.

Remarks by Mr. Jepson.

Resolution unanimously adopted by a standing vote.

By Mr. Grant :

Assembly Resolution No. 7 :

*Resolved by the Assembly, That the following-named persons to wit : Mrs. Zeramarquiss, Mrs. Rose Harris, and Miss Lin Croft be employed as clerks and*

typists at a salary of six (\$6) dollars per day in the Assembly of the Forty-first Session of the Nevada Legislature.

Mr. Grant moved the adoption of the resolution.

Resolution adopted.

By Mr. Grant:

Assembly Joint Resolution No. 4, memorializing Congress to amend the law on the collection of income tax to a pay-as-you-go basis.

WHEREAS, The Congress is considering the amendment of the Income Tax Law to provide for the collection of such tax on a current basis; and

WHEREAS, Inflationary forces in the economy of the United States are at work, due to the unparalleled expenditures for defense; and

WHEREAS, We have seen the effect of uncontrolled inflation during and following World War I and in certain foreign countries; and

WHEREAS, The war effort of the United States requires that the unusual income due to these expenditures should be made available to the Treasury of the United States as it is earned; and

WHEREAS, The unprecedented requirements of the United States Government in meeting its war obligations may otherwise result in delinquencies in the payment of income taxes under the present or prospective rates; and

WHEREAS, Such a situation might result in comfort to the enemies of our country and in a lack of confidence from our people; now, therefore, be it

*Resolved by the Assembly and the Senate of the State of Nevada,* That we memorialize the Congress of the United States to adopt an income tax program which will provide for the payment of such taxes as income is earned; and be it further

*Resolved,* That the Legislature of the State of Nevada further suggests the adoption of measures providing for a compulsory savings program or tax during the duration of the war which will insure the accumulation of savings guaranteeing a satisfaction of the improving standard of living presently sacrificed to insure the Victory; and be it further

*Resolved,* That properly certified copies of this resolution be transmitted by the Secretary of State of the State of Nevada to our Senators in the United States Senate and to our Representative in Congress.

Mr. Grant 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 Taxation.

Carried.

Mr. Monroe gave notice that on some future date the Rules Committee would introduce amendments to Rule No. 6 of the Assembly.

#### INTRODUCTION AND FIRST READING

By Messrs. Jepson and Covington:

Assembly Bill No. 2—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. Jepson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Washoe County Delegation.

Carried.

Mr. Burke inquired about the committee appointed to investigate the

Highway Department by the 40th Session, and when its report would be expected.

The Speaker advised Mr. Burke that the Forty-first Session had no control over matters or committees of the Fortieth Session, and that it was entirely within the discretion of the Committee on Highways of the Fortieth Session if and when they report.

Assembly in recess at 11:35 a. m.

HOUSE IN SESSION

At 11:55 a. m.

Mr. Speaker in the Chair.

Quorum present.

MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Kelly:

Assembly Resolution No. 8:

WHEREAS, There is an earnest desire on the part of the membership of the Nevada Assembly to facilitate the operations of this body as much as possible; and

WHEREAS, The orderly procedure of this body can be materially assisted by the aid of competent legislative and parliamentary counsel; therefore, be it

*Resolved*, That the Speaker is hereby authorized to appoint E. C. Mulcahy as such advisor, and for such services the said E. C. Mulcahy shall receive eight (\$8) dollars per diem from January 18, 1943; and further

*Resolved*, That Alice Nelson shall receive two dollars (\$2) per day as clerk to above-named counsel from January 18, 1943; and further

*Resolved*, The State Controller is hereby directed to draw his warrants in favor of the above-named E. C. Mulcahy and Alice Nelson, and the same shall be charged against the Legislative Fund of the State, and the State Treasurer is directed to pay the same.

Mr. Kelly moved that the rules be suspended, and the resolution be adopted.

Remarks by Messrs. Burke, Tandy, and Boak.

Resolution adopted.

Mr. Kelly moved that the Assembly adjourn until Monday, January 25, 1943.

Carried.

Assembly adjourned at 12:04 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*

## THE EIGHTH DAY

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CARSON CITY (Monday), January 25, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Bastian, Duffin, and Ryan, who were excused.

Prayer by the Chaplain, Monsignor H. J. Wientjes.

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

Carried.

### PRESENTATION OF PETITIONS

The Speaker announced the Initiative Petition now on his desk would be taken up at this time.

The petition was read.

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

Carried.

### MOTIONS, RESOLUTIONS, AND NOTICES

By Committee on Rules:

Assembly Resolution No. 9:

*Resolved by the Assembly of the State of Nevada, That Rule VI of the Assembly Standing Rules shall be amended for the Forty-first Session to read as follows:*

#### BILLS

*Notice Requirement.*

For the first twenty days of the session, bills may be introduced without previous notice, but after the twentieth day bills may only be introduced by leave of two-thirds of the members; *provided*, bills may be introduced by a committee in accordance with a rule of the House. After the twentieth day, members may request the purpose of any measure before its introduction.

Mr. Monroe moved the adoption of the resolution.

Mr. Tandy moved the resolution be printed and placed on the Speaker's desk until printed copies were available.

Mr. Boak moved to amend and that the resolution be referred to the Committee on Rules.

Remarks by Messrs. Monroe, Boak, and Tandy.

The amendment to the motion to refer the resolution to the Committee on Rules was lost.

Remarks by Messrs. Strosnider and Phillips.

The Speaker announced roll call would be taken on Mr. Tandy's motion.

Roll called.

YEAS—Allen, Berney, Boak, Burke, Capurro, Covington, Crawford, Donnelly,



Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, Moore, Munk, Murphy, Phillips, Ruedy, Sharp, Stark, Strosnider, Tandy, White, and Woods—29.

YAYS—Carlson, McElroy, Monroe, Smith, Sowers, Taber, and Tavelle—7.

Absent—Bastian, Duffin, and Ryan—3.

Not voting—Mr. Speaker.

The resolution was ordered printed.

INTRODUCTION AND FIRST READING

Assembly Joint Resolution No. 1 of the Fortieth Session.

Mr. Kelly moved that the resolution be referred to the Committee on Judiciary.

Carried.

By Elko County Delegation:

Assembly Bill No. 3—An Act to amend section 10 of an Act entitled "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," approved March 30, 1935.

Mr. Monroe moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Elko County Delegation.

Carried.

By Mr. Burke:

Assembly Bill No. 4—An Act authorizing the State Treasurer to use a facsimile signature to pay warrants drawn upon him by the State Controller.

On motion of Mr. Burke, duly seconded, all rules were suspended, reading so far had considered first reading, rules further suspended, bill considered engrossed, declared an emergency measure under the Constitution, and placed on third reading and final passage.

By Nye, Mineral, and Lyon County Delegations:

Assembly Bill No. 5—An Act to provide an alternate emergency routing for a portion of Route 3 of the State Highway System of Nevada and for its construction and maintenance under the provisions of the "General Highway Law of the State of Nevada, approved March 23, 1917, together with Acts amendatory thereof or supplementary thereto, approved March 28, 1941."

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. Boak:

Assembly Joint Resolution No. 5, memorializing the Congress of the United States to amend the Social Security Act to permit old-age pensioners to perform casual labor.

WHEREAS, Our American people, collectively as a Nation, are waging the greatest all-out contest of all time; and

WHEREAS, The able-bodied manhood of America is either under arms or engaged in producing the sinews of war; and

WHEREAS, This has resulted in an acute labor shortage, threatening curtailment of the vital food supplies of our Nation, and increasing the costs of living; and

WHEREAS, It is next to impossible for old-age pensioners to live on what they are now receiving; and

WHEREAS, They desire as patriotic American citizens to do their part by contributing to this great war effort to the best of their abilities; now, therefore, be it

*Resolved by the Assembly and the Senate of the State of Nevada, jointly,* That the Congress of the United States be, and it is hereby, memorialized to amend, or at least suspend for the duration of the war and a reasonable time thereafter, the present restrictions in the Social Security Act, to the end that any person who receives or is eligible to receive old-age assistance shall be permitted to do and perform odd jobs of labor, caretaking, and similar classes of casual work not in the general course of a trade or business, at such rates of pay commensurate with their abilities to perform the same, but in any event in an amount not to exceed twenty-five (\$25) dollars in any one month without being penalized therefor; and be it further

*Resolved,* That a copy of this joint resolution be transmitted by the Secretary of State of the State of Nevada to the President of the United States, to the Vice President of the United States, to the Speaker of the House of Representatives, to our Congressional representative in the Congress of the United States, and to the presiding officers of each State Legislature now in session.

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 Social Welfare.

Carried.

By Mr. Boak:

Assembly Bill No. 6—An Act to amend section 21 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. 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 Elections.

Carried.

By Mr. Boak:

Assembly Bill No. 7—An Act to amend section 16, being section 2375 N. C. L., of an Act entitled "An Act regulating the registration of electors for general, special, and primary elections, approved March 27, 1917," 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 Elections.

Carried.

By Mr. Boak:

Assembly Bill No. 8—An Act to amend an Act entitled "An Act relating to elections," approved March 24, 1917.

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 Elections.

Carried.

By Mr. Boak:

Assembly Bill No. 9—An Act to amend an Act entitled "An Act to provide a method for voting at 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 precinct 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.

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 Elections.

Carried.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 4.

Remarks by Mr. Burke.

Roll call on Assembly Bill No. 4:

YEAS—Allen, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—36.

NAYS—Stark.

Absent—Bastian, Duffin, and Ryan—3.

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

#### INTRODUCTION AND FIRST READING

By Mr. Grant:

Assembly Bill No. 10—An Act to authorize the Board of Dental Examiners of Nevada to issue, modify, and revoke temporary licenses to practice dentistry within therein particularly designated parts of the State, to make lawful and regulate the practice of dentistry under such temporary licenses, and other matters relating thereto, and to fix the date of the expiration hereof.

Mr. Grant moved that 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 Health.

Carried.

Assembly in recess at 11:40 a. m.

#### HOUSE IN SESSION

At 2:03 p. m.

Mr. Speaker in the Chair.

Quorum present.

#### MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Kelly:

Assembly Resolution No. 10:

*Resolved by the Assembly, That Standing Rule 69 of the Nevada Assembly be amended in the following particulars:*

10. A Committee on Education to consist of seven (7) members.  
 27. A Committee on Fish and Game to consist of seven (7) members.  
 31. A Committee on Insurance to consist of five (5) members.

Mr. Kelly moved the adoption of the resolution.  
 Resolution adopted.

The Speaker announced the following additions to the Assembly Standing Committees in accordance with Assembly Resolution No. 10:  
 Education—Mrs. Sharp and Mr. Allen.  
 Fish and Game—Messrs. Fisher and Johnson.  
 Insurance—Messrs. Hall and Moore.

The Speaker also announced that Mr. Covington had resigned from the Committee on Corporations and Railroads; Mr. Smith had been appointed to fill the vacancy.

The Speaker expressed his gratification for the presentation of a gavel for the Speaker's use by the Honorable Secretary of State, Malcolm McEachin.

#### INTRODUCTION AND FIRST READING

By Mr. Boak:

Assembly Bill No. 11—An Act providing an excise tax on gasoline and other motor fuels used in propelling or the flying of airplanes and other aircraft, making the provisions of chapter 74, Statutes of 1935, applicable thereto, authorizing the Nevada Tax Commission to administer this Act, and to pay the proceeds therefrom to the State Highway Department; authorizing said Highway Department to construct and maintain highways and roads adjacent to airplane landing fields, and to construct and maintain emergency landing strips along highways, and to provide regulations for their use, and other matters properly related to the purposes of this Act.

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 Joint Committee on Taxation and Roads and Highways.

Carried.

Mr. Kelly moved the Assembly adjourn until Tuesday, January 26, 1943.

Carried.

Assembly adjourned at 2:07 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*

## THE NINTH DAY

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CARSON CITY (Tuesday), January 26, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Carlson and Duffin, who were excused.

Prayer by the Chaplain, Monsignor H. J. Wientjes.

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

Carried.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Joint Resolutions Nos. 1, 2, and 3, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

### INTRODUCTION AND FIRST READING

By Mr. Grant:

Assembly Joint Resolution No. 6:

WHEREAS, The Office of Price Administration, a Federal agency, has been organized to control inflationary forces by establishing ceiling prices upon many of the ordinary necessities of life; and

WHEREAS, The administration of such agency is centralized in the capital of the United States, where all the regulations are promulgated; and

WHEREAS, Many of these regulations are of such rigidity as to work an unnecessary hardship in certain Western States, including the State of Nevada; and

WHEREAS, Modifications of such regulations could be properly entrusted to the representatives of the O. P. A. in the State of Nevada; now, therefore, be it

*Resolved by the Senate and Assembly of the State of Nevada,* That the Congress of the United States be petitioned to pass suitable legislation reorganizing the Office of Price Administration so as to decentralize the administration and enforcement of the regulations, and to authorize State administrators to promulgate modifications of basic standards established by the National Administrator, when local conditions justify such changes, without the necessity of appearing before administrators or their advisors located three thousand miles away, and who have no first-hand information on the local conditions; and be it further

*Resolved,* That the duly certified copies of these resolutions be forwarded to the President of the United States, to our Senators and Congressman at Washington, D. C., and that copies of this resolution, certified by the proper officers of the Senate and Assembly of the State of Nevada, be transmitted to the several Western States.

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

Assembly recessed at 11:07 a. m.

### HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Quorum present.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bill No. 2 and Assembly Joint Resolution No. 4, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

*Mr. Speaker:*

Your Committee on Social Welfare 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.

LEWIS L. SOWERS, *Chairman.*

*Mr. Speaker:*

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

Also, Assembly Joint Resolution No. 1 and reports favorably on the same, with the recommendation that it do pass, as amended.

Also, Assembly Joint Resolution No. 2, and reports favorably on the same, with the recommendation that it do pass.

J. F. McELROY, *Chairman.*

### MOTIONS, RESOLUTIONS, AND NOTICES

On motion of Mr. Monroe, Assembly Resolution No. 9 was taken up at this time.

Mr. Monroe moved the adoption of the following amendment to Assembly Resolution No. 9. Proposed by Committee on Rules:

Amend line 6 of Assembly Resolution No. 9 to read "thirty" instead of "twenty."

Amend lines 7 and 8 to read "thirtieth" instead of "twentieth."

Amend line 11 to read "thirtieth" instead of "twentieth."

Amendment adopted.

Mr. Monroe moved the adoption of the resolution, as amended.

Resolution adopted, as amended.

By Mr. Burke:

Assembly Concurrent Resolution No. 1, providing that legislators shall not introduce bills from appointive State officers without first obtaining the approval of the board or individual making the appointment.

WHEREAS, There have been many bills introduced in the Assembly of the Nevada State Legislature at the instance of appointive State officers without such appointive State officer first having received the approval of the individual or board responsible for making the appointment of the State officers; and

WHEREAS, The practice of introducing such bills without the knowledge and approval of the proper State individual or board leads to confusion; and

WHEREAS, Much time would be saved, duplication avoided, and better legislation provided if appointive officers were required to receive the approval of the individual or board legally charged with the duties to which the bill relates; now, therefore, be it

*Resolved by the Assembly of the State of Nevada, the Senate concurring,* That hereafter no bill pertaining to State government and presented to a legislator by an appointive State officer shall be introduced by any member, delegation, or committee of this Legislature until such bill has received the approval, in writing, of the individual or board charged with the duties to which the bill relates. That such approval in writing shall be presented, together with the proposed bill, before the latter can be introduced.

Remarks by Mr. Burke.

Mr. Burke moved the adoption of the resolution.

Resolution adopted.

#### INTRODUCTION AND FIRST READING

By Mr. Ryan:

Assembly Bill No. 12—An Act to amend an Act entitled "An Act regulating the hours of service and fixing the minimum compensation thereof of females employed in private employment in this State, and providing certain exceptions thereto; providing the mode of payment of the compensation of such females, and providing compensation for female employees reporting for duty but not permitted to enter upon such duties; providing for special uniforms for female employees; defining the duties of certain persons in relation hereto; prescribing penalties for the violations thereof, and other matters properly relating hereto," approved March 29, 1937, by amending the title and certain sections thereof.

Mr. Ryan moved that 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. Ryan:

Assembly Bill No. 13—An Act relating to employer and employee, regulating the payment of wages, salary, or compensation, making it unlawful for the employer to pay the employee a lower wage, salary, or compensation than that agreed upon through a collective bargaining agreement or than required to pay by statute or contract, or for employers to require employees to rebate any part of their wage, salary, or compensation, and providing penalties for the violation of this Act.

Mr. Ryan moved that 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. McElroy:

Assembly Bill No. 14—An Act to amend an Act entitled "An Act to provide a means of incorporating banks and trust companies; to authorize banks and trust companies to conduct certain kinds of business; to provide for the regulation and control of such business;

to provide for the appointment of a Superintendent of Banks; to prescribe the powers and duties of the State Board of Finance relative to the business of banking; to conform the charters of banks and trust companies now operating under the laws of the State of Nevada to the provisions of this Act; to incorporate herein the provisions of the General Corporation Law, as amended; to provide for the reorganization, incorporation of assets, and the liquidation of banks and trust companies in certain cases; to make the violation of the provisions hereof criminal offenses, and to prescribe the punishment therefor; to repeal certain Acts and all Acts or parts of Acts in conflict herewith; and other matters relating to banks and trust companies," approved March 28, 1933, as amended.

Mr. McElroy moved that 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. Smith:

Assembly Bill No. 15—An Act to amend an Act entitled "An Act to amend an Act entitled 'An Act creating the office of Labor Commissioner of this State, providing for the appointment of such commissioner and other employees, defining their duties and fixing their compensation, and providing a penalty for the violation of its provisions, and other matters relating thereto,' approved March 24, 1915," as amended and approved March 24, 1941.

Mr. Smith moved that 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. Jepson:

Assembly Bill No. 16—An Act for the relief of the office of Superintendent of Public Instruction for the care of the deaf, dumb, and blind, and making an appropriation therefor.

Mr. Jepson 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 on State Institutions and Ways and Means.

Carried.

By Mr. Jepson:

Assembly Bill No. 17—An Act to amend an Act entitled "An Act to provide for the education of the deaf and dumb and the blind of the State of Nevada," approved March 2, 1869, as amended, and approved March 24, 1905; as amended and approved March 29, 1907.

Mr. Jepson moved that 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. Kelly moved the Assembly adjourn until Wednesday, January 27, 1943.

Carried.

Assembly adjourned at 2:15 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*

## THE TENTH DAY

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CARSON CITY (Wednesday), January 27, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Mr. Duffin, who was excused.

Prayer by the Chaplain, Monsignor H. J. Wientjes.

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

Carried.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 3 and 5, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Bill No. 4, which this day passed the Senate by the following vote: Yeas, 16; nays, none; absent, 1.

BETTY MILLS,

*Assistant Secretary of the Senate.*

### MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Monroe moved that the Assembly rescind its action on Assembly Concurrent Resolution No. 1.

Remarks by Mr. Burke.

The Assembly rescinded its action on Assembly Concurrent Resolution No. 1.

### INTRODUCTION AND FIRST READING

By Churchill County Delegation:

Assembly Bill No. 18—An Act amending an Act entitled "An Act relating to the licensing of persons operating motor vehicles upon highways, and to make uniform the law relating thereto, providing for a board of examiners therefor, defining the duty of certain officers and other persons in relation thereto, and other matters properly relating thereto."

Mr. Berney moved that 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 White Pine County Delegation, Messrs. Taber, Tavelle, and McElroy:

Assembly Bill No. 19—An Act to amend an Act entitled "An Act

to provide for the creation, organization, and maintenance of the Nevada State Police, prescribing the powers and duties of the offices and members thereof in maintaining peace, order, and quiet in the State of Nevada, fixing their compensation, providing certain penalties, and other matters relating thereto, making an appropriation therefor, and repealing all Acts or parts of Acts in conflict therewith, approved January 29, 1908," as amended.

Mr. McElroy moved that 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. Jepson:

Assembly Bill No. 20—An Act to create a fund in the State Treasury of the State of Nevada to be known as the Emergency Fund of the Nevada Hospital for Mental Diseases, and other matters pertaining thereto.

Mr. Jepson moved that 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 White Pine County Delegation, and Messrs. Taber, Tavelle, and McElroy:

Assembly Bill No. 21—An Act to amend an Act entitled "An Act to provide for the government of the State Prison of the State of Nevada," approved March 7, 1873, as amended.

Mr. McElroy moved that 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. 3.

Remarks by Messrs. Phillips and Monroe.

Roll call on Assembly Joint Resolution No. 3:

YEAS—Allen, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Moore, Munk, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, White, and Woods—33.

NAYS—Bastian, Monroe, and Stark—3.

Absent—Duffin.

Not voting—Murphy, Tavelle, and Mr. Speaker—3.

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

Mr. Murphy explained his "not voting" on Assembly Joint Resolution No. 3 by stating: "I am not voting for this resolution because I do not know that it is feasible, and I am in favor of it if it is feasible."

Assembly Joint Resolution No. 1 of the Fortieth Session.

Remarks by Mr. Boak.

Roll call on Assembly Joint Resolution No. 1 of the Fortieth Session :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—38.

NAYS—None.

Absent—Donnelly and Duffin—2.

Assembly Joint Resolution No. 1 of the Fortieth Session having received a constitutional majority, Mr. Speaker declared it adopted.

Assembly Joint Resolution No. 1.

Motion made by Mr. Boak that the following amendment submitted by the Committee on Judiciary be adopted :

Amend section 1 of Assembly Joint Resolution No. 1 of the Forty-first Session by striking all between the brackets in lines 19, 20, and 21, page 1 of the printed bill, and substituting therefor the wording "votes cast by the electors for Representative in Congress."

Amendment adopted.

Remarks by Mr. Boak.

Roll call on Assembly Joint Resolution No. 1 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—38.

NAYS—None.

Absent—Donnelly and Duffin—2.

Assembly Joint Resolution No. 1 having received a constitutional majority, Mr. Speaker declared it adopted.

Assembly Joint Resolution No. 2.

Remarks by Mr. Boak.

Roll call on Assembly Joint Resolution No. 2 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—39.

NAYS—None.

Absent—Duffin.

Assembly Joint Resolution No. 2 having received a constitutional majority, Mr. Speaker declared it adopted.

#### MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Monroe moved that Assembly Concurrent Resolution No. 1 be referred to the Committee on Judiciary.

Carried.

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

Carried.

Assembly recessed at 11:50 a. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Quorum present.

INTRODUCTION AND FIRST READING

By Mr. Tandy:

Assembly Bill No. 22—An Act to appropriate money to the State Welfare Department for its use in completing relief projects provided for in 1941 Statutes of Nevada, chapter 81.

Mr. Tandy moved that 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 County Delegation:

Assembly Bill No. 23—An Act to amend section 1 of an Act entitled "An Act to enable counties to establish and maintain public hospitals, levy a tax and issue bonds therefor, elect hospital trustees, maintain a training school for nurses, and provide suitable means for the care of such hospitals and of disabled persons, and repealing a certain Act," approved March 27, 1929, as amended.

Mr. Burke moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Washoe County Delegation.

Carried.

By Washoe County Delegation:

Assembly Bill No. 24—An Act to amend an Act entitled "An Act to enable counties to establish and maintain public hospitals, levy a tax and issue bonds therefor, elect hospital trustees, maintain a training school for nurses, and provide suitable means for the care of such hospitals and of disabled persons, and repealing a certain Act," approved March 27, 1929, as amended by chapter 105, Statutes 1937.

Mr. Burke moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Washoe County Delegation.

Carried.

By Washoe County Delegation:

Assembly Bill No. 25—An Act to amend section 2 of an Act entitled "An Act providing for the supervision, management, government, control, and maintenance of county hospitals, county isolation hospitals, county homes for the indigent sick, county workhouses for indigents, and county poor farms in each county where a tax has been or is hereafter authorized by the voters to establish and maintain a public hospital," approved March 11, 1931, as amended.

Mr. Burke moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Washoe County Delegation.

Carried.

By Clark County Delegation:

Assembly Bill No. 26—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 authorizing the establishment of a city government therefor, and other matters relating thereto," approved March 16, 1911, by adding thereto a section to be known as section 31½ of chapter 2.

Mr. Grant moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Clark County Delegation.  
Carried.

Mr. Kelly moved that the Assembly adjourn.

The motion to adjourn was lost.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 6 and 7, and Assembly Joint Resolution No. 5, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

*Mr. Speaker:*

Your Select Committee composed of the Elko County Delegation has had Assembly Bill No. 3 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

WARREN L. MONROE, *Chairman.*

Mr. Boak moved to refer to order of business No. 7.

#### 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 this day passed the Senate by the following vote: Yeas, 14; nays, 2; absent, 1.

F. BUCKINGHAM,  
*Secretary of the Senate.*

The Speaker expressed his gratification for the presentation of a native mountain mahogany gavel for the Speaker's use by Frederic Forbusch, Instructor at the Carson Indian School at Stewart.

Mr. Boak moved to refer to order of business No. 10.

#### INTRODUCTION AND FIRST READING

Senate Bill No. 2.

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

Mr. Boak amended the motion, and the bill be referred to the Committee on Natural Resources.

Messrs. Mack, Burke, and Ruedy asked for roll call.

Remarks by Messrs. Grant, Boak, and Tandy.

Roll call to refer Senate Bill No. 2 to Committee on Natural Resources.

YEAS—Allen, Berney, Boak, Burke, Capurro, Crawford, Donnelly, Floathe,

Hall, Henrichs, Johnson, Kleppe, Mack, Moore, Munk, Phillips, Ruedy, Sharp, Sowers, Stark, Strosnider, Tandy, Tavelle, White, and Woods—25.

NAYS—Bastian, Carlson, Covington, Fisher, Grant, Jepson, Kelly, McElroy, Monroe, Murphy, Ryan, Smith, Taber, and Mr. Speaker—14.

Absent—Duffin.

Senate Bill No. 2 was referred to the Committee on Natural Resources.

Mr. Kelly moved the Assembly adjourn until Thursday, January 28, 1943.

Carried.

Assembly adjourned at 2:27 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*

## THE ELEVENTH DAY

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CARSON CITY (Thursday), January 28, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by the Chaplain, Monsignor H. J. Wientjes.

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

Carried.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 10 and 11, and Assembly Joint Resolution No. 6, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

*Mr. Speaker:*

Your Committee on Social Welfare 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.

LEWIS L. SOWERS, *Chairman.*

Assembly in recess at 11:07 a. m.

### HOUSE IN SESSION

At 11:14 a. m.

Mr. Speaker pro tem in the Chair.

Quorum present.

### INTRODUCTION AND FIRST READING

By Mr. Smith:

Assembly Bill No. 27—An Act amending 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.

Mr. Smith moved that 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. Smith:

Assembly Bill No. 28—An Act relating to assignments by employees



to any organization of employers, defining the duties of employers in relation thereto, and other matters properly connected therewith.

Mr. Smith moved that 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. 29—An Act to amend 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 as amended from time to time thereafter by amending sections 1 and 5 of article III, section 2 of article V, sections 1 and 2 of article IX, section 1 of article X, and section 10k of article XII thereof, and by adding to article IX a new section to be known as section 4, and by adding to article XII thereof two new sections to be known as section 10m and section 10n, and by adding thereto a new article to be known as article XX, establishing a civil service commission for the city of Reno.

Mr. Burke moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Washoe County Delegation, and that the resolution attached be printed as a part of the bill for the information of the Assembly.

Carried.

By Washoe County Delegation:

Assembly Bill No. 30—An Act to amend 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 as amended from time to time thereafter by amending section 5 of article IV, section 4 of article V, section 3 of article IX, section 7 of article X, and section 4 of article XI thereof.

Mr. Burke moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Washoe County Delegation, and that the resolution attached be printed as a part of the bill for the information of the Assembly.

Carried.

By Mr. Jepson:

Assembly Bill No. 31—An Act to establish a vehicle code, thereby consolidating, revising, and reenacting the law relating to vehicles and vehicular traffic, and to repeal certain Acts and parts of Acts specified herein.

Mr. Jepson moved that 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. Jepson:

Assembly Bill No. 32—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.

Mr. Jepson moved that 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. Jepson :

Assembly Bill No. 33—An Act authorizing and directing the Board of Regents of the University of Nevada to accept for and on behalf of the State of Nevada a good and sufficient deed to certain lots or parcels of land from the Nevada Art Gallery, Inc., prescribing the duties of the Board of Regents of the University of Nevada in relation thereto, and other matters properly relating thereto.

Mr. Jepson moved that 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. Crawford :

Assembly Bill No. 34—An Act to amend an Act entitled "An Act to establish commissioner districts in the county of Washoe, and providing for the election of members of the Board of County Commissioners thereof," approved February 24, 1933.

Mr. Crawford moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Washoe County Delegation.

Carried.

By Washoe County Delegation :

Assembly Joint Resolution No. 7, proposing an amendment to section 11 of article XV of the Constitution of the State of Nevada.

*Resolved by the Assembly and Senate of the State of Nevada,* That section 11 of article XV of the Constitution of the State of Nevada be amended to read as follows:

SEC. 11. The tenure of any office not herein provided for may be declared by law, or, when not so declared, such office shall be held during the pleasure of the authority making the appointment, but the Legislature shall not create any office the tenure of which shall be longer than four (4) years, except as herein otherwise provided in this Constitution. In the case of any officer or employee of any municipality governed by a charter heretofore or hereafter legally adopted, the provisions of such charter with reference to the tenure of office or the dismissal from office of any such officer or employee shall control.

Mr. Burke moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Washoe County Delegation.

Carried.

Remarks by Messrs. Kelly and Burke.

REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 8, 9, and 16, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 3.

Remarks by Mr. Taber.

Roll call on Assembly Bill No. 3.

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—39.

NAYS—None.

Absent—Mr. Speaker.

Assembly Bill No. 3 having received a constitutional majority, Mr. Speaker pro tem declared it passed.

Mr. Kelly moved the Assembly recess until 2 p. m.

Carried.

Assembly in recess at 11:30 a. m.

HOUSE IN SESSION

At 2:10 p. m.

Mr. Speaker in the Chair.

Quorum present.

There being no objections, the Speaker and Chief Clerk signed Assembly Bill No. 4.

The Speaker announced that Mr. Taber had resigned from the Committee on Mines and Mining, and Mr. Duffin was appointed to that committee.

INTRODUCTION AND FIRST READING

By Mr. McElroy:

Assembly Bill No. 35—An Act to define and regulate the business of lending in amounts of three hundred dollars or less; to authorize the licensing of persons engaged in such business; to permit such licensees to make charges at a greater rate than lenders not licensed hereunder; to prescribe maximum rates of charges which licensees are permitted to make; to regulate assignments of wages or salaries, earned or to be earned, when given as security for a loan of or as consideration for a payment of three hundred dollars or less; to provide for the administration and enforcement of this Act and for the issuance of regulations and orders therefor; to authorize the making of examinations and investigations and the publication of reports thereof; to provide for a review of administrative acts hereunder; to prescribe penalties; and to repeal all Acts and parts of Acts, whether general, special, or local,

which relate to the same subject matter as this Act so far as they are inconsistent with the provisions of this Act.

Mr. McElroy moved that 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 Nye, Humboldt, Clark, Pershing, Lincoln, and Mineral County Delegations:

Assembly Bill No. 36—An Act to aid the prosecution of the war by providing for the creation of local agencies to cooperate with the Federal Government in making housing available for persons engaged in war industries and activities, and by granting certain powers to public bodies, and other matters properly relating thereto.

Mr. Grant moved that 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.

By Mr. Crawford:

Assembly Joint Resolution No. 8, memorializing Congress to rectify certain discriminatory legislation.

WHEREAS, A Jap, a Negro, a Mexican, or any foreigner, whether we are at war with his country or not, can walk into a bar and drink on equal terms with any white American; and

WHEREAS, Many thousands of brave Indian boys who are offering their lives in the armed forces of our country are denied that right; and

WHEREAS, The feeling of deep resentment felt by our Indians as a result of that discrimination tends to detract from the national unity at a time when it is most needed; and

WHEREAS, The Indian is the only American by nationality; and

WHEREAS, Our Indians are voters on an equal basis with the rest of the American citizens; and

WHEREAS, Indians continue to obtain liquor by the well-known expedient of paying a renegade white twice its value for an inferior brand of firewater; now, therefore, be it

*Resolved by the Assembly and the Senate of the State of Nevada, That Congress may be memorialized to provide a modification of the regulations affecting the use of alcoholic beverages by the Indians, and removing any discrimination against such Indians in the purchasing or transportation of such alcoholic beverages; and be it further*

*Resolved, That duly certified copies of these resolutions be transmitted to our Senators and Congressman in Washington, D. C., requesting that they secure modification of the regulations above referred to.*

Mr. Crawford 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 Indian Affairs.

Carried.

Assembly recessed at 2:15 p. m.

## HOUSE IN SESSION

At 2:17 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 12, 13, 15, and 17, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

*Mr. Speaker:*

Your Committee on Social Welfare has had Initiative Petition under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

LEWIS L. SOWERS, *Chairman.*

*Mr. Speaker:*

Your Committee on Taxation has had Assembly Joint Resolution No. 4 under consideration, and begs leave to report favorably on the same.

JOHN A. KELLY, *Chairman.*

Mr. Kelly moved the Assembly refer to Order of Business No. 6.

The Governor's Secretary delivered the Executive Budget and a Supplementary Message from His Excellency, the Governor.

MESSAGES FROM THE GOVERNOR

STATE OF NEVADA  
EXECUTIVE CHAMBER

CARSON CITY, January 25, 1943.

*To the Honorable, the Senate and Assembly:*

In compliance with chapter 60, 1921 Statutes, I respectfully submit the Executive Budget for the fiscal years 1944 and 1945.

Schedules are submitted showing actual expenditures for the period from July 1, 1941, to December 31, 1942, also estimated expenditures for the period from January 1, 1943, to June 30, 1943.

Provisions are also made for carrying forward sufficient balances at the end of the biennium, June 30, 1945.

Your attention is respectfully called to the State Controller's printed reports for the years covered by this budget, as these reports detail each transaction of the State's business. I have omitted much of this information in the interests of economy. Any additional information will be gladly furnished upon request. Existing statutory provisions have governed my recommendations and estimates in many cases.

Respectfully submitted,

E. P. CARVILLE,  
*Governor.*

Mr. Kelly moved that the Executive Budget be referred to the Committee on Ways and Means.

The Chief Clerk read the Supplemental Message of the Governor to the Forty-first Legislature of Nevada.

SUPPLEMENTAL MESSAGE OF THE GOVERNOR TO THE  
FORTY-FIRST LEGISLATURE OF NEVADA

STATE OF NEVADA  
EXECUTIVE CHAMBER

CARSON CITY, January 25, 1943.

*To the Honorable, the Senate and Assembly:*

The Nevada we visualize after the war is not one which we know now. We must look forward to a marked economic transformation and we should recognize our State's resources and opportunities and make them ready for peacetime utilization.

To do this I urge that there be created a fund of \$1,000,000 as a cushion to help meet situations that may, and probably will, come in the later phases of the war and in the postwar period. This amount is safely available from the State's Treasury for the purposes mentioned.

#### LABOR

I can report to you that both labor and management in this State have been particularly cooperative, and it has been necessary to intervene in very few instances. In this we are indeed fortunate, and we are grateful that amicable agreements are invariably brought about when the groups in our State representing labor and employers get together.

As our ranchers, stockmen, and farmers enter a new year they are being asked by the Federal Government to increase production substantially. To do this job they must have the necessary labor. They need two kinds of labor. First, regular year-around labor, and second, seasonable labor. I trust that the action by the War Man Power Commission and the Selective Service System will effectively meet this problem. However, we must be alert and look forward to the use of such workers as the students, workers who have partial disability and handicaps, workers now engaged in nonproductive enterprises and who supply nothing toward the expansion of production and useful employment. We see many of the latter class of workers in our cities and towns.

An alternative is the utilization of labor from those now held in reception centers. The use of this class of labor should be only under the strictest supervision by proper authority to guard against the danger of subversive activities and sabotage.

#### OLD-AGE ASSISTANCE

The increased cost of fuel, food, rents, and services has presented a serious problem for those wholly or partially dependent on old-age assistance.

I recommend that our present law be amended to increase the maximum amount of the allowance to a higher figure to meet this problem brought about by present unsettled conditions. Respectfully submitted,

E. P. CARVILLE,  
*Governor.*

Mr. Tavelle moved that the Assembly refer to order of business No. 4.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bill No. 4 with the engrossed copy, finds the same correctly enrolled, and has this day delivered the same to the Governor.

W. B. TAVELLE, *Chairman.*

Mr. Boak moved that the Assembly return to Order of Business No. 8.

#### MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Boak moved that when the Assembly adjourn this legislative day it do so until Friday, January 29, 1943, at 11 a. m.

Carried.

Mr. Kelly moved that the Assembly adjourn until Friday, January 29, 1943, at 11 a. m.

Carried.

Assembly adjourned at 2:27 p. m.

Approved: DENVER DICKERSON,  
*Speaker of the Assembly.*

Attest: E. C. MULCAHY,  
*Chief Clerk of the Assembly.*

## THE TWELFTH DAY

CARSON CITY (Friday), January 29, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Hall, Kleppe, and Ryan, who were excused.  
Prayer by the Chaplain, Monsignor H. J. Wientjes.

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

Carried.

Mr. Jepson moved that rules be suspended, and Assembly Bill No. 31 be withdrawn from the Committee on Ways and Means and returned to the Chief Clerk's desk for additions and corrections.

Carried.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 14, hereto attached, should be corrected on page 1, line 3, by striking the word "or" and inserting in lieu thereof the word "of," thereby making it a correct copy of the triplicate thereof in its possession.

Also, Assembly Bills Nos. 23 and 24, and recommends that each should be referred back to the Washoe County Delegation for corrections.

DOUG TANDY, *Chairman.*

Mr. Tandy moved the Chief Clerk be authorized to make the necessary corrections to Assembly Bill No. 14.

Carried.

Mr. Tandy moved Assembly Bills Nos. 23 and 24 be referred to the Select Committee of the Washoe County Delegation for corrections.

Carried.

### MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Monroe:

Assembly Resolution No. 11:

WHEREAS, A "blessed event" occurred on the twenty-fifth day of January 1943, wherein a distinguished member of this Assembly became the proud father of a baby girl, which especially honored this legislative body; and

WHEREAS, The Assembly is proud of this opportunity and accepts the responsibility of being a Godfather to this young lady; and

WHEREAS, This legislative assembly has no notice of any similar event among its membership and desires to express its sincere appreciation to the proud parents of this child and to take suitable notice thereof; now, therefore, be it

*Resolved by the Assembly of the State of Nevada,* That we are happy to join in unanimously extending our congratulations to Assemblyman and Mrs. Duffin upon the birth of Martha Ann Duffin, January 25, 1943; and be it further

*Resolved,* That the original of this resolution be delivered to the proud parents as a token of our official pride and well wishes on the birth of this daughter.

Mr. Monroe moved the adoption of the resolution.

Mr. Mack moved to amend the resolution to read "Godmother" as well as "Godfather."

Amendment adopted.

The resolution was unanimously adopted, as amended.

Mr. Boak moved that the Initiative Petition, now on general file for this legislative day, be printed, and the Chief Clerk be authorized to separate the bound copies and remove one copy of the petition for printing.

Remarks by Mr. Monroe.

Carried.

Mr. Boak moved that the Initiative Petition, now on general file for this legislative day, be made a special order of business for Tuesday, February 2, 1943, at 2 p. m.

Carried.

#### INTRODUCTION AND FIRST READING

By Mr. Bastian :

Assembly Bill No. 37—An Act to amend an Act entitled "An Act authorizing the establishment of a revolving fund for the payment of State Water Commissioners, and other matters in connection therewith," approved March 30, 1931.

Mr. Bastian moved that 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 Clark County Delegation :

Assembly Bill No. 38—An Act to amend an Act entitled "An Act providing for the government of the towns and cities of this State," approved February 26, 1881, the same being sections 1231-1247 Nevada Compiled Laws 1929, as amended.

Mr. Grant moved that 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 Concurrent Resolution No. 1 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend by striking out all of lines 1 to 23, inclusive, of the printed resolution, and substituting the following: "*Resolved by the Assembly of the State of Nevada, the Senate concurring, That it is the sense of this Legislature that we are opposed to the introduction of bills pertaining to State Government prepared by or coming from an appointive State officer unless such bills shall be accompanied by the approval, in writing, of the individual or board charged with the responsibility for the appointment of such State officer.*"

J. F. McELROY, *Chairman.*

#### GENERAL FILE AND THIRD READING

Assembly Joint Resolution No. 5.

Remarks by Mr. Boak.



Roll call on Assembly Joint Resolution No. 5:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Henrichs, Jepson, Johnson, Kelly, Mack, McElroy, Moore, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—36.

NAYS—None.

Absent—Hall, Kleppe, Monroe, and Ryan—4.

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

Assembly Joint Resolution No. 4.

Remarks by Mr. Grant.

Roll call on Assembly Joint Resolution No. 4:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Henrichs, Jepson, Johnson, Kelly, Mack, McElroy, Moore, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—36.

NAYS—None.

Absent—Hall, Kleppe, Monroe, and Ryan—4.

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

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Murphy moved that for the information of the Assembly, the delegations of the different counties should hold open meetings and conferences, during recesses on their mutual problems.

Carried.

Mr. Burke moved that Assembly Concurrent Resolution No. 1, reported out of committee this legislative day, be taken up at this time.

Carried.

GENERAL FILE AND THIRD READING

Assembly Concurrent Resolution No. 1.

Mr. Burke moved the adoption of the committee amendment.

Amendment adopted.

Mr. Boak moved the adoption of the resolution, as amended.

Carried.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Jepson requested that the Assembly give him the privilege of withdrawing Assembly Bill No. 31.

There being no objections, Assembly Bill No. 31 was withdrawn.

Mr. Phillips asked that the following statement be placed in the records of the Journal for this legislative day:

"I have heard a rumor that the reason I was not in favor of the twenty-day dead line of introducing bills without the consent of the Assembly is because I do not favor a shorter session.

"The truth is that I stated in Reno newspapers, before the primary

election, that I was in favor of a shorter legislative session; and further proof is that I introduced a constitutional amendment for thirty-day sessions during the 1935 legislative session. This proves that the rumor is incorrect.

"The real reason for not favoring the change of rules from forty to twenty days is because I do not like political force or political castor oil.

"Mr. Speaker, I wish that my statement be recorded in today's Assembly Journal."

Remarks by Messrs. Monroe, Boak, and Henrichs.

#### INTRODUCTION AND FIRST READING

By Committee on Ways and Means:

Assembly Bill No. 39—An Act making appropriation for the support of the civil government of the State of Nevada for the fiscal years ending June 30, 1944-1945.

Mr. Covington moved that 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. Kelly moved that the Assembly recess until 2 p. m.

Carried.

Assembly recessed at 11:53 a. m.

#### HOUSE IN SESSION

At 2:07 p. m.

Mr. Speaker in the Chair.

Quorum present.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 18, 19, 20, 21, 22, 25, 26, 28, 32, 33, 34, and Assembly Joint Resolution No. 7, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Kelly moved that the Assembly return to order of business No. 10.

#### INTRODUCTION AND FIRST READING

By Elko County Delegation:

Assembly Bill No. 40—An Act to amend an Act entitled "An Act to encourage and promote improvement and quality of livestock in the State of Nevada; to create the Nevada State Livestock Showboard, and to provide for a State Livestock Show," approved March 29, 1929, as amended.

Mr. Monroe moved that 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. Grant.

Mr. Kelly moved that the Assembly adjourn until 9 a. m., Saturday, January 30, 1943.

Roll call requested by Messrs. Monroe, McElroy, and Kelly.

Roll call on adjournment:

YEAS—Bastian, Burke, Carlson, Covington, Crawford, Duffin, Fisher, Grant, Johnson, Kelly, Mack, McElroy, Monroe, Murphy, Phillips, Taber, and Mr. Speaker—17.

NAYS—Allen, Boak, Capurro, Donnelly, Floathe, Henrichs, Jepson, Moore, Munk, Ruedy, Sharp, Smith, Sowers, Strosnider, Tavelle, White, and Woods—17.

Absent—Berney, Hall, Kleppe, Ryan, and Stark—5.

Not voting—Tandy.

The Speaker declared the motion to adjourn until 9 a. m. the next legislative day lost.

Remarks by Messrs. Kelly and Boak.

Mr. Kelly moved the Assembly adjourn until 11 a. m. Monday, February 1, 1943.

Carried.

Assembly adjourned at 2:19 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*

## THE FIFTEENTH DAY

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CARSON CITY (Monday), February 1, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Mr. Johnson, who was excused.

Prayer by the Chaplain, Reverend A. S. Kean.

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

Carried.

Assembly recessed at 11:08 a. m.

### HOUSE IN SESSION

At 11:15 a. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Covington moved that the Assembly return to Order of Business No. 4.

Carried.

### 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 all rules be suspended, that it be made an emergency measure, and be placed on top of file for immediate action.

H. L. COVINGTON, *Chairman.*

### MOTIONS, RESOLUTIONS, AND NOTICES

On motion of Mr. Covington, duly seconded, all rules were suspended, Assembly Bill No. 22 was declared an emergency measure under the Constitution, and placed on top of the file for third reading and final passage.

By Mr. Monroe:

Assembly Resolution No. 12.

*Resolved by the Assembly of the State of Nevada,* That the following-named individual, Don Riddell, be employed by the Assembly as a clerk at a salary of six dollars (\$6) per day, in place of Woodrow Mathews, resigned.

Mr. Monroe moved the adoption of the resolution.

Resolution adopted.

REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bill No. 36 and Assembly Joint Resolution No. 8, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

INTRODUCTION AND FIRST READING

By Mr. Burke:

Assembly Bill No. 41.—An Act for the relief of United Air Lines Transport Corp.

Mr. Burke moved that 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.

GENERAL FILE AND THIRD READING

Assembly Bill No. 22.

Remarks by Messrs. Covington, Tandy, and Boak.

Roll call on Assembly Bill No. 22:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—39.

NAYS—None.

Absent—Johnson.

Assembly Bill No. 22 having received a constitutional majority, Mr. Speaker declared it passed.

Remarks by Messrs. Crawford and Tandy.

Mr. Boak moved the adoption of the preamble.

Preamble adopted.

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

Carried.

Assembly recessed at 11:33 p. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 35, hereto attached, is a correct copy of the triplicate thereof in its possession.

DOUG TANDY, *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.

JAMES C. RYAN, *Chairman.*

*Mr. Speaker:*

Your Committee of Washoe County Delegation has had Assembly Joint Resolution No. 7 under consideration, and begs leave to report without action. Also, Assembly Bill No. 23, and reports favorably on the same, with the recommendation that it do pass.

PETER A. BURKE, *Chairman.*

*Mr. Speaker:*

Your Committee on Banks and Banking has had Assembly Bill No. 14 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. F. McELROY, *Chairman.*

#### MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Kelly moved that Assembly Joint Resolution No. 7 be referred to the Committee on Judiciary.

Carried.

Mr. Boak moved the Assembly return to Order of Business No. 10.

Mr. Speaker pro tem in the Chair.

#### INTRODUCTION AND FIRST READING

By Washoe County Delegation:

Assembly Bill No. 42—An Act to amend an Act entitled "An Act authorizing clerks for justice courts in townships having fifteen thousand or more population, fixing the duties of said clerks; and other matters relative thereto, and repealing all Acts or parts of Acts in conflict herewith," approved March 25, 1939.

Mr. Burke moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Washoe County Delegation.

Carried.

By Committee on Livestock:

Assembly Bill No. 43—An Act making an appropriation for the control of rodents and predatory animals, in cooperation with the Federal Government, prescribing the duties of the State Board of Stock Commissioners in connection therewith, and other matters relating thereto.

Mr. Duffin moved that 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. Dickerson:

Assembly Bill No. 44—An Act to amend 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, together with the Acts amendatory thereof or supplemental thereto.

Mr. Dickerson moved that 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. Boak :

Assembly Joint Resolution No. 9 :

Proposal to amend section 19, article IV, of the Constitution of the State of Nevada.

*Resolved by the Assembly, the Senate concurring,* That section 19 of article IV of the Constitution of the State of Nevada be amended so as to read as follows:

SEC. 19. All moneys received by the State, from whatever source, shall be deposited in the State Treasury. No money shall be drawn from the treasury but in consequence of appropriations made by law biennially or at special sessions of the Legislature and upon the warrant of the State Controller. 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.

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. Duffin :

Assembly Bill No. 45—An Act to amend an Act entitled “An Act to provide for cooperation between State and county officers and agencies and between State agencies and the Federal Government in relation to grazing lands, for the disposition of money received from the Federal Government, for the creation of State Grazing Boards to direct and guide disposition of such money, and defining their powers and duties, providing for certain duties by State and county officials, and other matters relating thereto,” approved March 14, 1939, as amended March 31, 1941, by further amending the title thereof, adding two new sections to be known as sections 3½ and 4½, and by further amending section 4 thereof.

Mr. Duffin moved that 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 Douglas and Ormsby County Delegations :

Assembly Joint Resolution No. 10 :

WHEREAS, This Nation is still engaged in a war, and while in the Pacific it is giving an excellent account of itself with the most ruthless enemy it has ever had to deal with, and there is still danger that this enemy will attempt to bomb Pacific Coast points, if for no other reason than to destroy morale and retaliate for the Tokyo raid ; and

WHEREAS, If such a raid is carried out, it may take either the form of incendiary or gas bombs and result in a mass evacuation of coastal areas with people flocking by any means possible to the inland areas of our country ; now, therefore,

*Be it resolved by the Assembly and the Senate of the State of Nevada, jointly,* That the Congress of the United States be, and it hereby is, memorialized to issue such orders as are necessary to such of the Army officials and other governmental agencies having responsibility to provide funds to immediately open and keep open all passes on the main highways leading from California points over the high Sierras to the inland areas of Nevada, in order that in case of emergency, which may develop, these routes will be available for the evacuation of the peoples of California in accordance with the plans

developed by the Army and the Office of Civilian Defense for use if and when an emergency arises; and be it further

*Resolved*, That certified copies of this resolution be transmitted to each of our Senators, our Representative in Congress, the Secretary of War, Secretary of the Navy, Director of Civilian Defense, J. L. DeWitt, Lieutenant General U. S. Army, Commanding Western Defense Command and Fourth Army, and to the Honorable Senate and Assembly of the State of California.

Mr. Mack 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.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 27, hereto attached, is a correct copy of the triplicate thereof in its possession.

DOUG TANDY, *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. 7, which this day passed the Senate by the following vote: Yeas, 16; nays, none; absent, 1.

BETTY MILLS,

*Assistant Secretary of the Senate.*

Mr. Kelly moved the Assembly adjourn until Tuesday, February 2, 1943, at 11 a. m.

Assembly adjourned at 2:13 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*



## THE SIXTEENTH DAY

CARSON CITY (Tuesday), February 2, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by the Chaplain, Reverend A. S. Kean.

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

Carried.

### INTRODUCTION AND FIRST READING

By Committee on Social Welfare:

Assembly Bill No. 46—An Act to amend an Act entitled "An Act for the government and maintenance of the State Orphans' Home," approved March 1, 1873, as amended.

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

Carried.

By Elko County Delegation:

Assembly Bill No. 47—An Act authorizing and directing the Board of the Nevada School of Industry to convey to the Elko Lamoille Power Company, a Nevada corporation, certain land in Elko County, Nevada, as a right-of-way and easement for the construction, reconstruction, maintenance, and repair of a power line; providing for ingress and egress thereto, and other matters incidental thereto; providing for reconveyance to the State of Nevada on certain conditions, and other matters properly relating thereto.

Mr. Monroe moved that 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. Grant:

Assembly Bill No. 48—An Act to amend an Act entitled "An Act to regulate the racing of horses in the State of Nevada, and to establish a State Racing Commission, and to define its powers and duties, and prescribing a penalty for violations thereof," approved February 20, 1915, as amended.

Mr. Grant moved that 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.

Senate Bill No. 7.

Mr. Kelly moved that 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.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 13.

Mr. Monroe moved that section 1 of Assembly Bill No. 13 be amended by inserting after the word "agreement" and before the comma in line 4, the following words: "between such employer and his employees."

Amendment adopted.

Remarks by Mr. Ryan.

Roll call on Assembly Bill No. 13:

YEAS—Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, White, and Woods—35.

NAYS—Stark.

Not voting—Allen, Tandy, Tavelle, and Mr. Speaker—4.

Assembly Bill No. 13 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 23.

Remarks by Mr. Burke.

Mr. Burke asked the Assembly's permission to rerefer Assembly Bill No. 23 to a Select Committee of Washoe County Delegation for corrections.

Permission granted.

Assembly Bill No. 14.

Remarks by Messrs. McElroy and Grant.

Roll call on Assembly Bill No. 14:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—38.

NAYS—None.

Not voting—Sharp and Mr. Speaker—2.

Assembly Bill No. 14 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Kelly moved that the 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.

Quorum present.

SPECIAL ORDER OF BUSINESS

At 2 p. m.  
Initiative Petition.

REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copy of Initiative Petition, relative to the matter of old-age assistance, Vol. I, hereto attached, should be corrected on page 2, section 2, part b, in the last line of part b, by inserting the word "of" between the words "making" and "such," making it a correct copy of the original thereof in its possession, as to the text of the initiatory bill.

DOUG TANDY, *Chairman.*

Mr. Tandy moved that the Chief Clerk be authorized to make the necessary corrections to the Initiative Petition.

Carried.

Remarks by Mr. Johnson.

Mr. Monroe moved that the Initiative Petition be referred to the Committee on Taxation.

Remarks by Mrs. Sharp, and Mr. Burke.

Carried.

REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 37, hereto attached, is a correct copy of the triplicate thereof in its possession.

DOUG TANDY, *Chairman.*

*Mr. Speaker:*

Your Committee on State Institutions has had Assembly Bill No. 33 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

O. D. JEPSON, *Chairman.*

*Mr. Speaker:*

Your Committee on State Institutions and Ways and Means has had Assembly Bill No. 16 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

O. D. JEPSON,  
H. L. COVINGTON,  
*Chairmen.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 32 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

H. L. COVINGTON, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Burke moved that the Initiative Petition be withdrawn from the Committee on Taxation and be made a special order of business for Thursday, February 4, 1943, at 2 p. m.

Remarks by Messrs. Monroe, Phillips, Burke, Grant, Tandy, and Smith.

Carried.

Mr. Tandy moved that when the Assembly adjourn on this legislative day it do so in honor of the "Ground Hog."

Carried.

Mr. Kelly moved the Assembly refer to Order of Business No. 10.

Carried.

## INTRODUCTION AND FIRST READING

By Committee on Public Health:

Assembly Bill No. 49—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. Kelly moved that 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 Public Health:

Assembly Bill No. 50—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. Kelly moved that 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 Livestock:

Assembly Bill No. 51—An Act providing for the investigation and control of injurious insect pests in the State of Nevada, and making an appropriation therefor.

Mr. Duffin moved that 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 Committee on Livestock:

Assembly Bill No. 52—An Act making an appropriation to assist the State Board of Stock Commissioners in combating certain livestock diseases constituting a menace to the public health.

Mr. Duffin moved that 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.

## MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Bill No. 3, which this day passed the Senate by the following vote: Yeas, 17; nays, none.

Also, Assembly Bill No. 22, which passed: Yeas, 17; nays, none.

Also, Assembly Concurrent Resolution No. 1, which was this day adopted by the Senate, as amended.

BETTY MILLS,

*Assistant Secretary of the Senate.*

Mr. Kelly moved the Assembly adjourn and that it do so in concurrence with Mr. Tandy's request in honor of the "Ground Hog."

The Speaker declared the Assembly adjourned until Wednesday, February 3, 1943, at 11 a. m.

Assembly adjourned at 2:27 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,  
*Chief Clerk of the Assembly.*

## THE SEVENTEENTH DAY

CARSON CITY (Wednesday), February 3, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by the Chaplain, Reverend A. S. Kean.

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

Carried.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 29, 30, 40, 41, 42, 43, 44, and 45, and Assembly Joint Resolutions Nos. 9 and 10, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

*Mr. Speaker:*

Your Committee on Elections has had Assembly Bill No. 9 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 2 of Assembly Bill No. 9, by inserting in line 5, page 1 of the printed bill, after the word "the," the words "precinct in the." Amend section 15 of Assembly Bill No. 9, by striking out the word "active" in line 4, page 6 of the printed bill.

Also, Assembly Bills Nos. 6, 7, and 8 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

O. D. JEPSON, *Chairman.*

*Mr. Speaker:*

Your Committee on Public Health has had Assembly Bill No. 10 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JOHN A. KELLY, *Chairman.*

### MOTIONS, RESOLUTIONS, AND NOTICES

By Committee on Contingent Expenses and Accounts:

Assembly Resolution No. 13:

*Resolved by the Assembly of the State of Nevada,* That the State Controller be hereby authorized to draw his warrants on the Legislative Fund in favor of the various firms or persons named below, for the amount set opposite their name, as per statements attached, and the State Treasurer is hereby directed to pay the same.

A. Carlisle & Company of Nevada.....	\$998.80
Morrill and Machabee, Inc.....	479.99
Armarko Office Supply Company.....	209.57
Bair's Jewelry Company.....	5.00
Reno Printing Company.....	16.50
Harry's Business Machines, Inc.....	4.75

Remarks by Mr. White.

Mr. White moved the adoption of the resolution.

Resolution adopted.

Mr. Jepson moved that Assembly Bill No. 32, now on general file, be taken from the general file and referred to the Committee on Labor.

INTRODUCTION AND FIRST READING

By Lincoln County Delegation:

Assembly Bill No. 53—An Act to amend an Act entitled "An Act concerning and relating to Lincoln County officers, providing for the appointment of their deputies, and defining the duties of said officers and deputies, and fixing their compensation," approved March 26, 1941.

Mr. Duffin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Lincoln County Delegation.

Carried.

By Mr. Grant:

Assembly Bill No. 54—An Act authorizing the Board of Education of Las Vegas Union School District of Las Vegas, Clark County, Nevada, to execute a deed to certain school property in said district to Lola Williams.

Mr. Grant 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 Clark County Delegation.

Carried.

By Committee on Insurance:

Assembly Bill No. 55—An Act to amend an Act entitled "An Act relating to insurance, defining certain words and terms, defining domestic companies, foreign or alien companies, unauthorized companies, and other companies, individuals, or corporations engaged in the business of insurance in the State of Nevada; providing for the regulation of insurance companies, insurance business, providing the manner in which insurance companies may operate and conduct business in the State of Nevada; designating the Insurance Commissioner of the State of Nevada, defining his powers and duties in respect to insurance companies and insurance business in the State of Nevada; defining the different forms of insurance, providing for consolidation thereof; providing for the licensing and qualification of agents of insurance companies, defining their powers, duties, and limitations; providing for fees, costs, and expenses for the operation of insurance companies and their agents under the provisions of this Act; providing penalties for the violation of the provisions of this Act, repealing certain Acts, and other matters properly connected herewith," approved March 31, 1941, by adding a new section and subsections.

Mr. Taber moved that 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 Committee on Public Printing:

Assembly Bill No. 56—An Act to amend an Act entitled "An Act

providing for the publication of receipts and disbursements and a statement of the finances of every incorporated city in Nevada by the City Clerks thereof, providing penalties for the violation hereof, and other matters properly relating thereto," approved March 23, 1939.

Mr. Burke moved that 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.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 33.

Remarks by Mr. Jepson.

Roll call on Assembly Bill No. 33 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—39.

NAYS—None.

Not voting—Mr. Speaker.

Assembly Bill No. 33 having received a constitutional majority, Mr. Speaker declared it passed and the preamble adopted.

Assembly Bill No. 16.

Remarks by Mr. Jepson.

Roll call on Assembly Bill No. 16 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—39.

NAYS—None.

Not voting—Mr. Speaker.

Assembly Bill No. 16 having received a constitutional majority, Mr. Speaker declared it passed and the preamble adopted.

Mr. Kelly moved the Assembly recess until 2 p. m.

Mr. Burke moved to amend, and that the Assembly recess until 1:30 p. m.

Carried, as amended.

Assembly in recess at 11:22 a. m.

#### HOUSE IN SESSION

At 1:30 p. m.

Mr. Speaker in the Chair.

Quorum present.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Military and Indian Affairs has had Senate Bill No. 7 and Assembly Joint Resolution No. 8 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

DON CRAWFORD, *Chairman.*

Mr. Boak moved that the Assembly recess.

Carried.

Assembly in recess at 1:37 p. m.



HOUSE IN SESSION

At 2:53 p. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Kelly moved the Assembly adjourn until Thursday, February 4, 1943, at 11 a. m.

Assembly adjourned at 2:54 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*

## THE EIGHTEENTH DAY

CARSON CITY (Thursday), February 4, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by the Chaplain, Reverend A. S. Kean.

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

Carried.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copy of Assembly Bills Nos. 38, 39, 46, 47, 48, 49, 50, 51, and 52, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

*Mr. Speaker:*

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

LOUIS J. CAPURRO,  
DUANE E. MACK,  
FRED STROSNIDER,  
PETER A. BURKE,  
*Majority Members.*

*Mr. Speaker:*

Your Committee on Natural Resources has had Senate Bill No. 2 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

C. O. BASTIAN,  
*Minority Member.*

*Mr. Speaker:*

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

A. M. MURPHY, *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. 5, which passed the Senate this day by the following vote: Yeas, 17; nays, none.

Also, Senate Bill No. 9, which passed: Yeas, 17; nays, none, after having been amended as follows: Amend title thereof by inserting "1941" at the end of line 2 of the title.

Also, to return Assembly Joint Resolution No. 4, which passed: Yeas, 17; nays, none.

Also, Assembly Joint Resolution No. 5, which passed: Yeas, 17; nays, none.

BETTY MILLS,  
*Assistant Secretary of the Senate.*

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Jepson moved that the rotation of the first four bills on general file for this legislative day be changed to read: Assembly Bills Nos. 7, 6, 8, and 9.

Carried.

INTRODUCTION AND FIRST READING

By Humboldt County Delegation:

Assembly Bill No. 57—An Act for the recognition of service of State, county, and township officers who have served for twenty-five years or more in any State, county, or township office in Nevada.

Mr. Moore moved that 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. Grant:

Assembly Bill No. 58—An Act to amend an Act entitled "An Act concerning public schools, and repealing certain Acts relating thereto," approved March 20, 1911, as amended, by adding a new section to be known as section 67½.

Mr. Grant moved that 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. 9.

Mr. Monroe moved that 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 Printing.

Carried.

Senate Bill No. 5.

Mr. McElroy moved that 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. 7.

Remarks by Mr. Boak.

Roll call on Assembly Bill No. 7:

YEAS—Allen, Bastian, Berney, Boak, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Burke.

Not voting—Monroe and Mr. Speaker—2.

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

Assembly Bill No. 6.

Remarks by Messrs. Grant and Boak.

Roll call on Assembly Bill No. 6 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—39.

NAYS—None.

Not voting—Mr. Speaker.

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

Assembly Bill No. 8.

Remarks by Mr. Boak.

Roll call on Assembly Bill No. 8 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—38.

NAYS—None.

Not voting—Monroe and Mr. Speaker—2.

Assembly Bill No. 8 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 9.

Mr. Jepson moved the adoption of the committee amendment to section 1.

Amendment adopted.

Remarks by Messrs. Kleppe, Monroe, and Smith.

Mr. Boak moved the adoption of the committee amendment to section 7.

Amendment adopted.

Remarks by Mr. Boak.

Roll call on Assembly Bill No. 9 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—39.

NAYS—None.

Not voting—Mr. Speaker.

Assembly Bill No. 9 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 10.

Remarks by Mr. Grant.

Roll call on Assembly Bill No. 10 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—39.

NAYS—None.

Not voting—Mr. Speaker.

Assembly Bill No. 10 having received a constitutional majority, Mr. Speaker declared it passed and the preamble adopted.

Assembly Joint Resolution No. 8.

Remarks by Messrs. Crawford and Jepson.

Mr. Jepson moved that Assembly Joint Resolution No. 8 be amended by striking out the words "Jap, a Negro, a Mexican," and substituting therefor the word "Japanese" in line 1 of the printed bill.

Amendment adopted.

Remarks by Mr. Boak.

Assembly in recess at 11:45 a. m.

HOUSE IN SESSION

At 11:50 a. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Assembly Joint Resolution No. 8.

Mr. Crawford moved that Assembly Joint Resolution No. 8 be amended by striking out the word "may" in line 1, page 2 of the printed bill.

Amendment adopted.

Remarks by Messrs. Monroe, Crawford, and Jepson.

Roll call on Assembly Joint Resolution No. 8:

YEAS—Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Strosnider, Taber, Tandy, White, and Woods—31.

NAYS—Berney, Stark, and Tavelle—3.

Absent—Grant.

Not voting—Allen, Bastian, Ryan, Sowers, and Mr. Speaker—5.

Assembly Joint Resolution No. 8 having received a constitutional majority, Mr. Speaker declared it adopted, as amended.

Senate Bill No. 7.

Remarks by Messrs. Crawford and Burke.

Roll call on Senate Bill No. 7:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—39.

NAYS—None.

Not voting—Mr. Speaker.

Senate Bill No. 7 having received a constitutional majority, Mr. Speaker declared it passed.

There being no objections, the Speaker and Chief Clerk signed Assembly Concurrent Resolution No. 7 and Assembly Bills Nos. 3 and 22.

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

Assembly in recess at 12:03 p. m.

### HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Quorum present.

### SPECIAL ORDER OF BUSINESS

At 2 p. m.

Initiative Petition.

Remarks by Messrs. Sowers, Monroe, Burke, Smith, Grant, Boak, Phillips, and Kelly.

Roll call on Initiative Petition:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, White, Woods, and Mr. Speaker—38.

NAYS—None.

Not voting—Monroe and Tavelle—2.

Initiative Petition having received a constitutional majority, Mr. Speaker declared it passed.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 53, 54, 55, and 56, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Concurrent Resolution No. 1 with the engrossed copy, finds the same correctly enrolled, and has this day delivered the same to the Secretary of State.

Also, compared Assembly enrolled Bills Nos. 3 and 22 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

W. B. TAVELLE, *Chairman.*

*Mr. Speaker:*

Your Committee on Social Welfare has had Assembly Bill No. 46 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

LEWIS L. SOWERS, *Chairman.*

*Mr. Speaker:*

Your Committee on Roads and Highways has had Assembly Joint Resolution No. 10 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

A. C. GRANT, *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 Bill No. 12, which passed:

Yeas, 17; nays, none, after having been amended as follows: Amend section 1 thereof by striking the word "biennium" in line 7, page 1, and inserting the word "period" in lieu thereof.

Also, Senate Bill No. 11, which passed: Yeas, 17; nays, none.

BETTY MILLS,

*Assistant Secretary of the Senate.*

INTRODUCTION AND FIRST READING

By Committee on Fish and Game:

Assembly Bill No. 59—An Act to amend 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 therefor, defining the powers and duties of certain 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, together with the Acts amendatory thereof or supplemental thereto," approved March 28, 1941.

Mr. Monroe moved that 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 Lincoln County Delegation:

Assembly Bill No. 60—An Act to amend an Act entitled "An Act creating a department to be known as the State Parks Commission of the State of Nevada, designating the members thereof, the qualifications therefor, the method of appointing the same, their term of office, power and duties, providing for the expense thereof by making an appropriation therefor, providing a penalty for the violation thereof, and other matters properly relating thereto," approved March 26, 1935, as amended.

Mr. Duffin moved that 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.

By Committee on Judiciary:

Assembly Bill No. 61—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, together with the Acts amendatory thereof or supplementary thereto.

Mr. McElroy moved that 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. McElroy:

Assembly Bill No. 62—An Act authorizing and directing the State Board of Education to renew teachers' certificates expiring in 1943 and during the duration of World War No. II.

Mr. McElroy moved that 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. 11.

Mr. Kelly moved that 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. 12.

Mr. Kelly moved that 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 the Assembly recess to the call of the Chair.

Carried.

Assembly in recess at 2:43 p. m.

## HOUSE IN SESSION

At 3:38 p. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Grant moved that the Assembly refer to Order of Business No. 10.

## INTRODUCTION AND FIRST READING

By Committee on Roads and Highways:

Assembly Bill No. 63—An Act to provide for the extension of operators' and chauffeurs' licenses for persons in the military services of the United States.

Mr. Grant moved that 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 Roads and Highways:

Assembly Bill No. 64—An Act to amend an Act entitled “An Act relating to the licensing of persons operating motor vehicles upon highways and to make uniform laws relating thereto, providing for a Board of Examiners therefor, defining the duty of certain officers and other persons in relation thereto, and other matters properly relating thereto,” approved March 31, 1941, by amending certain sections thereof and adding certain sections thereto.

Mr. Grant moved that 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 Roads and Highways:

Assembly Bill No. 65—An Act relating to the issuance of emergency chauffeurs’ licenses for the operation of school busses during the existing war period, defining the requirements therefor, fixing the effective term hereof, and suspending all Acts or parts of Acts in conflict herewith; and other matters properly relating hereto.

Mr. Grant moved that 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. Kelly moved the Assembly adjourn.

Carried.

Mr. Speaker declared the Assembly adjourned until Friday, February 5, 1943, at 11 a. m.

Assembly adjourned at 3:42 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*

## THE NINETEENTH DAY

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CARSON CITY (Friday), February 5, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by the Chaplain, Reverend A. S. Kean.

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

Carried.

A letter from the Speaker of the Fortieth Session of the Legislature, William J. Cashill, was read by Mr. Speaker.

Mr. Phillips moved this letter be placed in the records of the Journal for this legislative day.

Carried.

SOMEWHERE IN ASIA, 17 January 1943.

*Speaker of the Assembly, Nevada State Legislature, Carson City, Nevada.*

DEAR MR. SPEAKER: On the date of the opening of the legislative session, I take this means of conveying to you my sincere best wishes for the success of the session and of your term as Speaker. Those of us who cannot be present at the meeting of our representative body—the survival of which is the principle for which we are fighting—are confident that the character and ability of its members will result in sustaining and improving our State, and prepare it for the trials of peace and reconstruction which will soon be upon us.

Please extend to the members my best wishes and personal regards.

Sincerely yours,

WM. J. CASHILL, LT., (jg) USNR,  
*Speaker 1941 Legislature.*

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on State Printing has had Senate Bill No. 9 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Senate Bill No. 9, by striking out the words "for" and "two" in line 7, page 1, and inserting in lieu thereof the following words: "Once a week for three consecutive."

WARREN L. MONROE, *Chairman.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bills Nos. 37 and 44 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

H. L. COVINGTON, *Chairman.*

*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.

DUANE E. MACK,  
FRED STROSNIER,  
ERNEST KLEPPE,

WARREN L. MONROE,  
HARRY A. MUNK,  
LEWIS L. SOWERS,

A. C. GRANT,  
H. L. COVINGTON,  
*Majority Members.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 40 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

CLIFFORD A. CARLSON,  
*Minority Member.*

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Tandy moved that Assembly Bill No. 46, now on general file, be rereferred to Committee on Social Welfare.

Carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 2.

Remarks by Messrs. Grant, Jepson, Murphy, and Kelly.

Messrs. Tandy, Allen, and Ruedy moved the previous question.

Messrs. Berney, Kelly, and Boak asked for roll call.

Roll call on previous question:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—39.

NAYS—Covington.

Motion carried.

Roll call on Senate Bill No. 2:

YEAS—Allen, Berney, Boak, Burke, Capurro, Carlson, Crawford, Donnelly, Fisher, Floathe, Hall, Henrichs, Johnson, Kleppe, Mack, Moore, Munk, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Strosnider, Tandy, Tavelle, White, and Woods—28.

NAYS—Bastian, Covington, Duffin, Grant, Jepson, Kelly, McElroy, Monroe, Murphy, Ryan, Taber, and Mr. Speaker—12.

Senate Bill No. 2 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Crawford explained his vote.

Remarks by Messrs. Burke and Bastian.

Mr. Kelly moved the Assembly recess until 2 p. m.

Carried.

Assembly in recess at 12:12 p. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Assembly Bill No. 26.

Remarks by Mr. Grant.

Roll call on Assembly Bill No. 26:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kleppe, Mack, McElroy, Moore, Munk, Phillips, Ruedy, Ryan, Sharp,

Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—36.

NAYS—None.

Absent—Kelly, Monroe, and Murphy—3.

Not voting—Mr. Speaker.

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

Mr. Speaker pro tem in the Chair.

Assembly Joint Resolution No. 10.

Remarks by Messrs. Mack, Burke, and Dickerson.

Roll call on Assembly Joint Resolution No. 10:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—39.

NAYS—None.

Absent—Kelly.

Assembly Joint Resolution No. 10 having received a constitutional majority, Mr. Speaker pro tem declared it adopted.

Mr. Speaker in the Chair.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bill No. 38 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. F. McELROY, *Chairman.*

Mr. Burke moved that the Assembly adjourn until Monday, February 8, 1943, at 10:55 a. m.

Carried.

Assembly adjourned at 2:10 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*

**THE TWENTY-SECOND DAY**

CARSON CITY (Monday), February 8, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by the Chaplain, Reverend A. S. Kean.

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

Carried.

There being no objections, the Speaker and Chief Clerk signed Assembly Joint Resolutions Nos. 4 and 5, Assembly Bill No. 14, and Senate Bill No. 7.

**REPORTS OF COMMITTEES**

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 57, 58, and 59, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *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. 15, which passed the Senate, as amended, by the following vote: Yeas, 17; nays, none. Amend section 1 by inserting after the word "to" in line 1 of the printed bill: "being section 2320 N. C. L. 1929." Further amend by inserting a bracket in line 10 of the printed bill before the word "all" and a bracket in line 18 thereof after the period following the word "indigents," being the new matter covered by the proposed amendment. Further amend by adding a new section to be numbered section 2 and reading as follows: "SEC. 2. This Act shall be in full force and effect upon its passage and approval."

BETTY MILLS,

*Assistant Secretary of the Senate.*

**INTRODUCTION AND FIRST READING**

By Mr. Crawford:

Assembly Joint Resolution No. 11:

WHEREAS, The United States Government, through the Congress, has allocated substantial sums of money for the building of the first section of a road that will connect U. S. 40 at Wadsworth with Gerlach in northern Washoe County, and finally with the Oregon State Highway System in southeast Oregon; and

WHEREAS, The early completion of this road will make available for the war effort immense quantities of zinc ores in the vicinity of Gerlach; now, therefore, be it

*Resolved by the Senate and Assembly of the State of Nevada,* That the Congress be memorialized to lift the order freezing construction work on this

important road, and allocate sufficient money for the completion of the next link which would take the road into Gerlach and make it possible to transport zinc ore to railheads both at Gerlach and at Reno; be it further

*Resolved*, That certified copies of this resolution be forwarded to the Honorable P. A. McCarran, Honorable James G. Scrugham, U. S. Senators, and to Honorable Maurice J. Sullivan, Congressman at Large from Nevada, for proper presentation to the Congress.

Mr. Crawford 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.

By Mr. Crawford:

Assembly Joint Resolution No. 12:

WHEREAS, The movement of strategic materials to war industries is being greatly impeded by the lack of transportation facilities; and

WHEREAS, Congress has appropriated in excess of ten million dollars (\$10,000,000) for the building of raw materials access roads; and

WHEREAS, The many bureaus through which the approval of access roads has to pass have become so involved with red tape as to cause great delay in getting the money from the Federal Government to the sponsor actually building the access roads in the field; now, therefore, be it

*Resolved by the Senate and Assembly of the State of Nevada*, That the Congress be memorialized to demand that the bureaus having to do with access roads to strategic mines shorten their procedure for approval, eliminate the red tape, and help move the strategic ores to places of use; and be it further

*Resolved*, That copies of this resolution, duly certified, be forwarded to our Representative in the Congress of the United States for proper presentation.

Mr. Crawford 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.

By Washoe County Delegation:

Assembly Bill No. 66—An Act to amend section 1 of an Act entitled "An Act to form agricultural districts, to provide for the organization of agricultural associations therein, and for the management and control of the same by the State," approved March 7, 1885, as amended.

Mr. Burke moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Washoe County Delegation.

Carried.

#### GENERAL FILE AND THIRD READING

Senate Bill No. 9.

Mr. Monroe moved the adoption of the committee amendment to Senate Bill No. 9.

Amendment adopted.

Remarks by Messrs. Grant and Monroe.

Roll call on Senate Bill No. 9:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson,

Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—39.

NAYS—None.

Not voting—Mr. Speaker.

Senate Bill No. 9 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Kelly moved that Assembly Bill No. 44, now on general file, be placed at the bottom of the general file.

Assembly in recess at 11:23 a. m.

HOUSE IN SESSION

At 11:30 a. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Speaker appointed the following committee to wait on the Senate for the purpose of inviting it to meet in Joint Session with the Assembly, honoring the Thirty-third Anniversary of Boy Scouts of America: Messrs. Kelly, Phillips, and Henrichs.

Assembly in recess at 11:31 a. m.

IN JOINT SESSION

At 11:40 a. m.

The Sergeant at Arms announced the President and members of the Senate were at the bar.

Mr. Speaker instructed the Sergeant at Arms to seat the Senators and their Boy Scouts with their respective delegations, and the President of the Senate took his place as presiding officer of the Joint Session.

The President of the Senate appointed Senators Cowles, Sommer, and Haight and Assemblymen Grant, Strosnider, and Mack to wait upon the Governor and escort him to the Assembly Chamber.

The Senate and Assembly met in Joint Session with the Boy Scouts of America and the Governor in honor of the Scouts Thirty-third anniversary.

The President of the Senate declared the Joint Session adjourned at 11:57 a. m.

HOUSE IN SESSION

At 11:57 a. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Speaker declared the Assembly in recess until 2 p. m.

Assembly in recess at 11:58 a. m.

HOUSE IN SESSION

At 2:20 p. m.

Mr. Speaker in the Chair.

Quorum present.

## GENERAL FILE AND THIRD READING

Assembly Bill No. 37.

Remarks by Mr. Covington.

Roll call on Assembly Bill No. 37:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Crawford and Smith—2.

Not voting—Mr. Speaker.

Assembly Bill No. 37 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 40.

Remarks by Messrs. Taber, Sowers, and Covington.

Roll call on Assembly Bill No. 40:

YEAS—Allen, Bastian, Boak, Burke, Capurro, Covington, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Sowers, Strosnider, Taber, Tandy, Tavelle, White, and Woods—34.

NAYS—Berney, Carlson, Crawford, and Stark—4.

Absent—Smith.

Not voting—Mr. Speaker.

Assembly Bill No. 40 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 38.

Remarks by Mr. Grant.

Roll call on Assembly Bill No. 38:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—38.

NAYS—None.

Absent—Smith.

Not voting—Mr. Speaker.

Assembly Bill No. 38 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Tandy in the Chair.

Assembly Bill No. 44.

Remarks by Mr. Dickerson.

Roll call on Assembly Bill No. 44:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—39.

NAYS—None.

Absent—Smith.



Assembly Bill No. 44 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Speaker in the Chair.

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Joint Resolutions Nos. 4 and 5, and Assembly Enrolled Bill No. 14 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

W. B. TAVELLE, *Chairman.*

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 60, 61, 62, 63, 64, and 65, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Kelly moved the Assembly return to Order of Business No. 8.  
Carried.

MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Kelly:

Assembly Concurrent Resolution No. 2:

WHEREAS, The economic and social development of our State is the responsibility of all of its people; and

WHEREAS, There are many problems before us in this grave national emergency which require immediate solution to meet the impacts of total war, as well as the complexities of the reconstruction period inevitably to follow the war; and

WHEREAS, Nevada's first Economic Conference which was held in May 1942 was an effort to point out the problems and enlist the cooperation of all of our people toward a solution, recognizing that true democracy can only be maintained through the free and voluntary expression of our citizenry; now, therefore, be it

*Resolved by the Assembly of the State of Nevada, the Senate concurring,* That we commend to the people of the State the purposes set forth in the Nevada Economic Conference and its plans for a continuing program.

Remarks by Mr. Kelly.

Mr. Kelly moved the adoption of the resolution.

Resolution adopted.

Mr. Donnelly moved that the Assembly return to Order of Business No. 10.

INTRODUCTION AND FIRST READING

By Mr. Donnelly:

Assembly Bill No. 67—An Act to establish commissioner districts in the county of Mineral, and provide for the election therefrom of members of the Board of County Commissioners.

Mr. Donnelly moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Mineral County Delegation.

Carried.

By Mr. Donnelly:

Assembly Bill No. 68—An Act for the relief of Mineral County Power System.

Mr. Donnelly moved that 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. Donnelly:

Assembly Bill No. 69—An Act for the relief of Mineral County Power System.

Mr. Donnelly moved that 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. Donnelly:

Assembly Bill No. 70—An Act for the relief of Hawthorne Water System Fund.

Mr. Donnelly moved that 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.

Mr. Kelly moved that the Assembly adjourn.

Carried.

The Speaker declared the Assembly adjourned until Tuesday, February 9, 1943, at 11 a. m.

Assembly adjourned at 2:48 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*

**THE TWENTY-THIRD DAY**

CARSON CITY (Tuesday), February 9, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Floathe and Kleppe, who were excused.

Prayer by the Chaplain, Reverend A. S. Kean.

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

Carried.

There being no objections, the Speaker and Chief Clerk signed Senate Bill No. 2.

**PRESENTATION OF PETITIONS**

HOUSE OF REPRESENTATIVES

STATE OF ARIZONA

SIXTEENTH LEGISLATURE

PHOENIX, ARIZONA, February 2, 1943.

*To the Speaker of the House of Representatives, Carson City, Nevada.*

DEAR SIR: In conformity with instructions by the Senate and the House of Representatives, I am transmitting herewith a copy of House Joint Memorial No. 2 for your favorable consideration, in the hopes that we might have uniform action directing the attention of Congress thereto.

With kindest personal regards, I am,

Very truly,

O. L. McDANIEL,

*Speaker.*

House Joint Memorial No. 2:

A Joint Memorial protesting favoritism for youth of Japanese extraction in the advantages of higher education.

*To the President and Congress of the United States:*

Your memorialists respectfully represents:

Upon the shoulders of American boys, eighteen years of age or over, has been placed the responsibility of forming a part of the armed forces engaged in the present titanic struggle for world liberty. They are proud to accept this responsibility, and their parents and loved ones are proud to share it with them.

Apart from the physical aspects of the sacrifice our younger men are thus called upon to make, is the matter of their education. It is a serious and a momentous thing, to them and to their country, to interrupt, perhaps to prevent, their academic and professional training. This, of course, was well understood when the policy was considered of including teen age men in the draft, and was waived only from necessity.

However, it now appears that it is the purpose of the War Relocation Authority of the United States to accord eligibility to some twenty-five hundred young Japanese-American students, located in war relocation centers, to leave such centers and enter any of a large number of colleges and universities—in other words, to accord the privileges of higher education to a group of young people, citizens by virtue of their birth in this country, whose loyalty

and patriotism are rendered doubtful because of their racial extraction, thereby unfitting them to be soldiers, while denying a similar opportunity to our own young men of unquestioned loyalty.

That these Japanese-American young men will pay their own way is no justification for such discrimination. Our young men also pay their way, and it is to the credit of American courage and determination that many of them pay their way under the most difficult circumstances.

It is admitted that practically all of the Japanese-Americans to whom higher education is to be afforded are physically fit and capable of performing services which would be useful to the war effort; where their patriotism might be demonstrated without placing them in a position where possible disloyalty might be perilous.

Wherefore your memorialists, the Sixteenth State Legislature of the State of Arizona, urgently requests:

1. That steps be taken, through executive intervention or order, or by means of legislation if necessary, to prevent according to Japanese-American youths the privilege of leaving concentration centers and securing an education in American colleges and universities while the same privilege is denied to loyal American young men called to military service.

2. That no discrimination be shown in the matter of educational advantages, between America's young citizens, of whatever race or nationality—in short, while young men of undoubted loyalty and Caucasian extraction are required to serve in the armed forces, that these young men of Japanese ancestry and less certain loyalty be given opportunity to serve the war effort in ways in which their racial extraction will prove no impediment.

3. That if any Japanese-American youths have already been given the privilege of attending colleges and universities, they be returned to their relocation camps.

Passed the House, January 29, 1943.

Passed the Senate, February 1, 1943.

Approved by the Governor, February 2, 1943.

Filed in the Office of the Secretary of State, February 2, 1943.

Mr. Boak moved that the petition be referred to the Committee on Federal Relations.

Carried.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Social Welfare has had Assembly Bill No. 46 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

LEWIS L. SOWERS, *Chairman.*

*Mr. Speaker:*

Your Committee on Education has had Assembly Bill No. 58 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

A. C. GRANT, *Chairman.*

*Mr. Speaker:*

Your Committee on Livestock has had Assembly Bills Nos. 45, 51, and 52 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

PRESS DUFFIN, JR., *Chairman.*

Mr. Duffin moved that Assembly Bill No. 51 and Assembly Bill No. 52 be referred to the Committee on Ways and Means.

Carried.

#### INTRODUCTION AND FIRST READING

Senate Bill No. 15.

Mr. Kelly moved that 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.

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

Assembly in recess at 11:16 a. m.

HOUSE IN SESSION

At 2:05 p. m.

Mr. Speaker in the Chair.

Quorum present.

INTRODUCTION AND FIRST READING

By Mr. Kelly:

Assembly Bill No. 71—An Act to provide for the payment of a bounty to encourage the boring of wells in searching for oil, and making an appropriation therefor.

Mr. Kelly moved that 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. Kelly:

Assembly Bill No. 72—An Act fixing and regulating the salary of the Superintendent of State Printing.

Mr. Kelly moved that 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. Kelly:

Assembly Bill No. 73—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, and all Acts supplementary thereto and amendatory thereof.

Mr. Kelly moved that 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. Kelly:

Assembly Bill No. 74—An Act to amend an Act entitled "An Act to create a State Board of Finance, defining its powers and duties, and other matters connected therewith, and repealing all Acts and parts of Acts in conflict herewith," approved March 25, 1919.

Mr. Kelly moved that 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. Kelly:

Assembly Bill No. 75—An Act to amend 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, as amended.

Mr. Kelly moved that 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. Kelly:

Assembly Bill No. 76—An Act to provide additional compensation for the employees of certain State elective officers.

Mr. Kelly moved that 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. Kelly:

Assembly Bill No. 77—An Act to amend an Act entitled "An Act regulating the salaries of certain employees in the various State offices and departments," approved March 30, 1929, as amended, and all Acts and parts of Acts amendatory or supplementary thereto, and repealing all Acts and parts of Acts in conflict herewith.

Mr. Kelly moved that 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. Taber:

Assembly Bill No. 78—An Act to amend an Act entitled "An Act to provide for free public libraries in counties, and other matters relating thereto," approved March 21, 1925, as amended.

Mr. Taber moved that 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 Ways and Means:

Assembly Bill No. 79—An Act to authorize and direct the State Controller to make pay roll deductions in conformity with the United States Revenue Act of 1942; and to make such further deductions and perform such other services as may be imposed by the Congress of the United States; to engage necessary help to carry out the provisions of the United States Revenue Act as is now in force or may hereafter be enacted.

Mr. Covington moved that 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 County Delegation:

Assembly Bill No. 80—An Act relieving the County Treasurer of Washoe County, Nevada, of certain liability in connection with money on deposit in certain closed banks; authorizing and directing the County Treasurer and County Auditor of Washoe County, Nevada, to perform certain Acts in relation thereto, and other matters properly connected therewith.

Mr. Burke moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Washoe County Delegation.

Carried.

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Public Morals has had Assembly Bill No. 48 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 of Clark County Delegation 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.*

*Mr. Speaker:*

Your Committee on Judiciary 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, as amended. Amend section 19 of Assembly Joint Resolution No. 9 by striking all of line 6 after the figures 19 and down to the comma in line 7, page 1 of the printed bill, and inserting in lieu thereof the following: "All moneys payable to the State from whatever source, save and excepting moneys under the control of the Board of Regents of the University of Nevada and the Board of State Highway Directors.

J. F. McELROY, *Chairman.*

*Mr. Speaker:*

Your Committee on Public Printing has had Assembly Bill No. 56 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

PETER A. BURKE, *Chairman.*

*Mr. Speaker:*

Your Committee on Claims has had Assembly Bill No. 41 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

GERALD FISHER, *Chairman.*

Mr. Kelly moved the Assembly recess to the call of the Chair.

Carried.

Assembly in recess at 2:15 p. m.

HOUSE IN SESSION

At 4 p. m.

Mr. Speaker in the Chair.

Quorum present.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 66, 67, 68, 69, and 70, and Assembly Joint Resolutions Nos. 11 and 12, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

## INTRODUCTION AND FIRST READING

By Washoe County Delegation:

Assembly Bill No. 81—An Act to repeal section 6 of an Act entitled "An Act defining and regulating the practice of optometry in the State of Nevada; providing for the appointment of the State Board of Optometry and fixing their duties; providing for the issuance and revocation of licenses to practice optometry; defining unprofessional conduct, and fixing penalties therefor; defining certain misdemeanors and providing penalties therefor; repealing all other Acts or parts of Acts in conflict herewith; and other matters properly relating thereto," as amended.

Mr. Burke moved that 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. Burke, Tandy, Grant, Floathe, and Smith:

Assembly Bill No. 82—An Act creating the office of Veterans' Service Commissioner, providing the qualifications, the manner of appointment, duties, salary, and term of office of such officer, providing an appropriation therefor, and declaring an emergency to exist.

Mr. Burke moved that 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. Covington:

Assembly Bill No. 83—An Act to promote the public safety by regulating the operation of motor vehicles at grade crossings of roads, streets, or highways over steam railroad tracks within the State of Nevada, and providing penalties for the violation thereof.

Mr. Covington moved that 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. Crawford

Assembly Bill No. 84—An Act to prohibit the transporting of livestock in self-propelled or drawn vehicles on the public roads, streets, or highways of this State where the bodies of said vehicles are so constructed as to prevent the viewing and inspection of said livestock without removing from the sides or rear of said bodies obstructions to a plain view thereof, and providing a penalty for the violation hereof.

Mr. Crawford moved that 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. Grant :

Assembly Bill No. 85—An Act to authorize the Department of Highways, State of Nevada, to cooperate with the Public Roads Administration of the United States in the construction and maintenance of flight strips and of certain classes of highways, in order to facilitate the war effort.

Mr. Grant moved that 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 Churchill County Delegation :

Assembly Bill No. 86—An Act for the relief of Roy C. Williams, Eastgate Ranch, Churchill County, Nevada.

Mr. Stark moved that 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.

Mr. Murphy moved that the Assembly return to Order of Business No. 4.

REPORTS OF COMMITTEES

*Mr. Speaker:*

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

Also, Assembly Bill No. 36, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 2 of Assembly Bill No. 36, line 17, page 2, by adding a comma after the word "city," and inserting thereafter the word "town." Line 18, page 2, further amend this section by inserting the words "or town" after the word "city." Line 25, page 3, by placing a comma after the word "city," and inserting the word "town." Line 27, page 3, by placing a comma after the word "city," and insert the word "town." Line 29, page 3, by placing a comma after the word "city," and insert the word "town." Line 31, page 3, by adding the words "town or" after the comma following the word "city." Line 2, page 4, by placing a comma after the word "city," and insert the word "town," and further amend this line by adding the words "or other public body" after the first word and comma in this line.

AMBROSE M. MURPHY, *Chairman.*

Mr. Kelly moved that the Assembly adjourn.

Carried.

Mr. Speaker declared the Assembly adjourned until Wednesday, February 10, 1943, at 11 a. m.

Assembly adjourned at 4:07 p. m.

Approved :

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*

## THE TWENTY-FOURTH DAY

CARSON CITY (Wednesday), February 10, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by the Chaplain, Reverend A. S. Kean.

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

Carried.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Fish and Game has had Assembly Bill No. 59 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. 59, page 2, lines 6, 7, and 8, by striking out the words "that there shall not be any open season on deer without horns, or 'spiked buck,' or male deer with unbranched horns or antlers." Page 2, line 11, by striking the words "with branched horns, except under conditions," and substituting the words "except under rules and regulations." Page 2, line 12, further amend bill by inserting after the word "as" the word "hereinafter," and placing a semicolon after the word "provided." Page 2, line 13, further amend by striking out the words "in the above section."

WARREN L. MONROE, *Chairman.*

*Mr. Speaker:*

Your Committee on Roads and Highways has had Assembly Bill No. 63 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

A. C. GRANT, *Chairman.*

*Mr. Speaker:*

Your Committee of Mineral County Delegation has had Assembly Bill No. 67 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

HAYES DONNELLY, *Chairman.*

*Mr. Speaker:*

Your Committee of Washoe County Delegation has had Assembly Bills Nos. 42 and 66 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

PETER A. BURKE, *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. 2, which was this day adopted by the Senate.

BETTY MILLS,

*Assistant Secretary of the Senate.*

### MOTIONS, RESOLUTIONS, AND NOTICES

Mr. McElroy moved that Assembly Bill No. 46, now on general file, be referred to the Committee on State Institutions.

Carried.

Mr. McElroy moved that Senate Bill No. 5, now in the Committee on Judiciary, be referred to the Committee on Ways and Means.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Phillips:

Assembly Bill No. 87—An Act prohibiting willful corporal injury to wife or child, and providing penalties for the violation therefor.

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 Judiciary.

Carried.

By Mr. Kelly:

Assembly Bill No. 88—An Act requiring the State Health Department to inspect food establishments, granting authority to the health officer to inspect food establishments, granting power to adopt an interpretive code, permitting sampling and condemnation of food products, regulating control of infectious diseases in food handlers, regulating the inspection, grading, degrading, posting of grade notices, and publication of grades of food establishments; regulating the issuance and revocation of permits and licenses to operate food establishments, setting up standards of sanitation of food establishments, detailing certain unlawful practices, enforcement of this Act, and fixing of penalties.

Mr. Kelly moved that 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 Health.

Carried.

Mr. Taber moved that the Assembly return to Order of Business No. 4.

Carried.

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Counties and County Boundaries has had Senate Bill No. 15 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. B. TAVELLE, *Chairman.*

*Mr. Speaker:*

Your Committee on Insurance has had Assembly Bill No. 55 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

MILO TABER, *Chairman.*

*Mr. Speaker:*

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

H. L. COVINGTON, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 58.

Remarks by Mr. Grant.

Roll call on Assembly Bill No. 58:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington,

Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—39.

NAYS—None.

Not voting—Mr. Speaker.

Assembly Bill No. 58 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 45.

Remarks by Messrs. Duffin and Sowers.

Roll call on Assembly Bill No. 45:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—39.

NAYS—None.

Not voting—Mr. Speaker.

Assembly Bill No. 45 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 48.

Remarks by Mr. Phillips.

Mr. Phillips moved that section 5 be amended, page 4, line 6, by striking out the words "less than three years or."

Remarks by Mr. Grant.

Amendment lost.

Remarks by Messrs. Grant and Mack.

Roll call on Assembly Bill No. 48

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Not voting—Sharp, Stark, and Mr. Speaker—3.

Assembly Bill No. 48 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 54.

Mr. Grant moved to amend Assembly Bill No. 54, section 1, page 1, line 4, change the figure "1" to the letter "I." Further amend, section 1, page 1, line 6, place a comma after the word "Nevada," and change the capital "T" in the word "The" to a small "t."

Amendments adopted.

Remarks by Messrs. Boak and Grant.

Roll call on Assembly Bill No. 54:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—39.

NAYS—None.

Not voting—Mr. Speaker.

Assembly Bill No. 54 having received a constitutional majority, Mr. Speaker declared it passed.

Remarks by Mr. Taber.

Assembly Joint Resolution No. 9.

Mr. McElroy moved the adoption of the committee amendment to section 19.

Remarks by Messrs. Burke, Monroe, and Boak.

Amendment adopted.

Remarks by Messrs. Monroe and Boak.

Mr. Burke moved the resolution be rereferred to the Committee on Judiciary.

Carried.

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

Mr. Grant moved to amend, and that the Assembly recess until 2 p. m.

Motion carried as amended.

Assembly in recess at 11:56 a. m.

### HOUSE IN SESSION

At 2:05 p. m.

Mr. Speaker in the Chair.

Quorum present.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 56.

Remarks by Messrs. Burke and Phillips.

Roll call on Assembly Bill No. 56:

YEAS—Allen, Bastian, Berney, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—38.

NAYS—None.

Absent—Boak.

Not voting—Mr. Speaker.

Assembly Bill No. 56 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 41.

Remarks by Mr. Burke.

Roll call on Assembly Bill No. 41:

YEAS—Allen, Bastian, Berney, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—Johnson.

Absent—Boak.

Not voting—Mr. Speaker.

Assembly Bill No. 41 having received a constitutional majority, Mr. Speaker declared it passed and the preamble adopted.

Assembly Joint Resolution No. 6.

Remarks by Mr. Grant.

Roll call on Assembly Joint Resolution No. 6 :

YEAS—Allen, Bastian, Berney, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—38.

NAYS—None.

Absent—Boak.

Not voting—Mr. Speaker.

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

Assembly Bill No. 36.

Mr. Murphy moved the adoption of the seven committee amendments to Assembly Bill No. 36.

Amendments adopted.

Remarks by Mr. Grant.

Roll call on Assembly Bill No. 36 :

YEAS—Allen, Bastian, Berney, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—38.

NAYS—None.

Absent—Boak.

Not voting—Mr. Speaker.

Assembly Bill No. 36 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Remarks by Mr. Murphy.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 76 and 77, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

#### INTRODUCTION AND FIRST READING

By Mr. Taber :

Assembly Bill No. 89—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 convictions; create the State Board of Parole Commissioners, define its powers and duties, and matters relating thereto," approved March 22, 1933.

Mr. Taber moved that 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 Roads and Highways has had Assembly Bill No. 64

under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

A. C. GRANT, *Chairman*.

*Mr. Speaker:*

Your Committee on Roads and Highways has had Assembly Bill No. 65 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass as amended. Amend sections 1 and 2 of Assembly Bill No. 65 by striking out all of the preamble on page 1, commencing with line 1 and including line 17. Page 2, line 5, strike the words "an emergency." Page 2, line 5, after the word "Nevada" place the letter "a." Page 2, line 18, after the word "approval" place a period in place of the comma. Strike the balance of lines 18 and 19. Page 2, lines 20 to 25, inclusive, strike out all of section 3. Amend title of Assembly Bill No. 65, line 1, by striking out the word "emergency." Line 2, strike out the words "during the existing war period" and placing a period after the word "therefor" in line 3. Strike out all of the balance of lines 3, 4, and 5.

A. C. GRANT, *Chairman*.

*Mr. Speaker:*

Your Committee on State Institutions has had Assembly Bill No. 47 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

O. D. JEPSON, *Chairman*.

#### MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Kelly:

Assembly Resolution No. 14:

WHEREAS, The Senior Senator from Nevada, Senator Pat McCarran, is now in the State consulting with his constituents on matters vital to the interest of the State; and

WHEREAS, There are now pending before Congress and before many of the departments of the Federal Government matters of vital interest to the people of the State; therefore, be it

*Resolved*, That Senator McCarran be invited to address the Assembly at 2:15 p. m., Thursday, February 11, 1943, and that the Assembly do resolve itself into Committee of the Whole House at that hour for the purpose of hearing the Senator; and be it further

*Resolved*, That the Senate be extended a cordial invitation to attend.

Mr. Kelly moved the adoption of the resolution.

Resolution adopted.

Mr. Kelly moved that the Assembly recess to the call of the Chair.  
Carried.

Assembly in recess at 2:32 p. m.

#### HOUSE IN SESSION

At 3:40 p. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Covington moved that the Assembly return to Order of Business No. 4.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Ways and Means 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. Amend section 1 of Assembly Bill No. 43, page 1, line 3, strike out the words and figures "twenty thousand (\$20,000)" and insert in lieu thereof the words and figures "thirty thousand (\$30,000)."

Page 1, line 14, placing a period after the word "law," and strike out the remainder of the section.

Also, Assembly Bills Nos. 51 and 52, and reports favorably on the same, with the recommendation that they do pass.

H. L. COVINGTON, *Chairman.*

There being no objections, Mr. Speaker and Chief Clerk signed Assembly Concurrent Resolution No. 2.

Mr. Capurro moved that the Assembly return to Order of Business No. 8.

#### MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Capurro moved that the Assembly rescind its action to Assembly Concurrent Resolution No. 3, and that it be expunged from the records of the Journal.

Carried.

By Mr. Capurro:

Assembly Concurrent Resolution No. 3:

WHEREAS, The people of the State of Nevada are proud of those men and women of our State who are in the armed service, and they are supporting the war effort in the purchase of bonds and in the support of all agencies intended to maintain the morale of the armed forces and those left at home; and

WHEREAS, The members of the Forty-first Legislature desire to express their appreciation and their pride in the services being rendered to the armed forces of the United States by the following members of the Fortieth Session of this Legislature: William J. Cashill, E. Frandsen Loomis, Harold G. Kispert, C. D. Baker, Clifford A. Jones, M. E. McCuistion, Amos H. Dow, Berton Smith, and David E. Giroux; and

WHEREAS, The members of the Forty-first Session of the Legislature have heard with sincere regret of the death of James W. Whalen, a member of the last Legislature, who was killed after he had enlisted in the United States Navy; now, therefore, be it

*Resolved by the Assembly of the State of Nevada, the Senate concurring,* That the Forty-first Session of the Legislature expresses its appreciation to, pride in, and best wishes for the members, of the Fortieth Session of this Legislature who are in the armed services and further expresses the hope for the early successful conclusion of the present struggle and the return to our State of former Assemblymen, William J. Cashill, E. Frandsen Loomis, Harold G. Kispert, C. D. Baker, Clifford A. Jones, M. E. McCuistion, Amos H. Dow, Berton Smith, and David E. Giroux; and be it further

*Resolved.* That the Legislature of the State of Nevada expresses its sincerest regrets on the death of a former member, James W. Whalen, and desires to extend its sincere sympathy to his survivors; and be it further

*Resolved,* That the appropriate officers of each House be requested to properly certify this resolution, and that copies of the same be sent to each of the former members in the armed forces and to their closest relative upon ascertaining their present address, and a copy to the closest survivor of James W. Whalen, and that a copy be sent to each newspaper in this State with request for its publication.

Mr. Capurro moved the adoption of the resolution.

Remarks by Mr. Smith.

The resolution was unanimously adopted.

Mr. Mack moved that the Assembly return to Order of Business No. 10.



INTRODUCTION AND FIRST READING

By Mr. Fisher :

Assembly Joint Resolution No. 13, memorializing Congress relative to enacting Senate Bill 450 regarding compensation to civilians.

WHEREAS, The United States is engaged in a total war, and many civilians are patriotically contributing their services in such necessary activities as civilian defense work ; and

WHEREAS, Many of these civilians, including the civilian defense workers, may be injured and become burdens on their families or society unless provision is made to protect them from financial loss caused by such injuries ; and

WHEREAS, The members of the Legislature of the State of Nevada believe that the Federal Government should make provision to protect these citizens rendering invaluable service to our country ; now, therefore, be it

*Resolved by the Assembly and Senate of the State of Nevada, jointly,* That the Congress of the United States be memorialized to enact Senate Bill 450 introduced by Senator Pepper which provides for compensation to civilians, including civilian defense workers ; 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 of the Congress of the United States, and to the Senators and the Representative from Nevada.

Mr. Fisher 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.

By Mr. Mack :

Assembly Bill No. 90—An Act authorizing prison labor to be used in the repairing of sacks ; authorizing the Warden of the State Prison to purchase machinery and supplies for such work, and providing an appropriation for such purpose, and other matters properly connected therewith.

Mr. Mack moved that 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. Kelly moved that the Assembly adjourn.

Carried.

The Speaker declared that the Assembly adjourn until Thursday, February 11, 1943, at 11 a. m.

Assembly adjourned at 3 : 48 p. m.

Approved :

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*

## THE TWENTY-FIFTH DAY

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CARSON CITY (Thursday), February 11, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by the Chaplain, Reverend J. L. Harvey.

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

Carried.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 71, 72, 73, 74, 75, 78, 79, 80, 81, 82, 83, 84, 85, and 86, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Concurrent Resolution No. 2 with the engrossed copy, finds the same correctly enrolled, and has this day delivered the same to the Secretary of State.

W. B. TAVELLE, *Chairman.*

*Mr. Speaker:*

Your Committee of Washoe County Delegation has had Assembly Bill No. 23 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. 23 by striking out all of the title and inserting the following: "To amend an Act entitled 'An Act to enable counties to establish and maintain public hospitals, levy a tax, and issue bonds therefor, elect hospital trustees, maintain a training school for nurses, and provide suitable means for the care of such hospitals and of disabled persons, and repealing a certain Act,' approved March 27, 1929, as amended by chapter 105, Statutes of 1937."

PETER A. BURKE, *Chairman.*

### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Bill No. 10, which passed the Senate this day by the following vote: Yeas, 17; nays, none.

Also, Assembly Bill No. 23, which passed: Yeas 17; nays, none.

Also, Assembly Joint Resolution No. 10, which passed: Yeas, 17; nays, none.

Also, to present for the consideration of your honorable body Senate Bill No. 22, which this day passed the Senate by the following vote: Yeas, 17; nays, none.

BETTY MILLS,  
*Assistant Secretary of the Senate.*

## MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Mack moved that Assembly Bill No. 64, now on general file be referred to the Committee on Roads and Highways.

Carried.

Mr. Burke moved that Assembly Bill No. 42, now on general file be rereferred to the Select Committee of Washoe County Delegation.

Carried.

## INTRODUCTION AND FIRST READING

By Mr. Grant:

Assembly Bill No. 91—An Act authorizing the County Treasurer and the County Auditor of Clark County, of the State of Nevada, to transfer certain funds now in the treasury of said county.

Mr. Grant moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Clark County Delegation.

Carried.

By Mr. Burke:

Assembly Bill No. 92—An Act for the relief of Nevada Rock and Sand Company, a Nevada corporation.

Mr. Burke moved that 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. White:

Assembly Bill No. 93—An Act to amend an Act entitled "An Act concerning crimes and punishments, and repealing certain Acts relating thereto, approved March 17, 1911," as amended.

Mr. White moved that 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. McElroy:

Assembly Bill No. 94—An Act relating to the sale or lease of tools, machinery, and equipment of the State, or any of its political subdivisions and departments, to the United States, or to certain persons or firms in its behalf, for war purposes.

Mr. McElroy moved that 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. Crawford:

Assembly Bill No. 95—An Act protecting licensed trappers from the loss of traps; and all animals legally caught therein; providing a penalty for the violation thereof; and other matters properly relating thereto.

Mr. Crawford moved that 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. Crawford:

Assembly Bill No. 96—An Act to amend an Act entitled "An Act to establish commissioner districts in the county of Washoe, and providing for the election of members of the Board of County Commissioners thereof," approved February 24, 1933.

Mr. Crawford moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Washoe County Delegation.

Carried.

By Mr. Phillips:

Assembly Joint Resolution No. 14, memorializing Congress to extend full Statehood to the Territory of Alaska.

WHEREAS, The Territory of Alaska has an area of 586,400 square miles, one-fifth as large as the United States, has a population of 72,524 according to the 1940 census, was approved by Congress as a Territory on August 24, 1912, and now, due to war, has an estimated population as large as Nevada; and

WHEREAS, The area was purchased on March 30, 1867, for the sum of \$7,200,000, since which time it has produced in gold and copper alone \$722,222,000, is rich in the strategic metals, tin, tungsten, platinum, mercury, nickel, and palladium, has an estimated timber stand of over 85 thousand million board feet; and

WHEREAS, The Territory produces a salmon fishery output of over \$40,000,000 yearly; and

WHEREAS, Due to the present war emergency and to the further demand by the people of the Western hemisphere that the countries of North America be joined by motor roads and the Government of the United States is pledged to spend many millions of dollars on the "Alcan" highway; and

WHEREAS, The Territory of Alaska has no congressional representative, and is limited to one delegate; and

WHEREAS, The Legislature of the State of Nevada believes that full representation of this Territory should be granted by establishing a State of the Territory now within the boundaries of Alaska; now, therefore, be it

*Resolved by the Assembly and the Senate of the State of Nevada, jointly.* That the Congress of the United States be, and it hereby is, memorialized to extend to the Territory of Alaska full status of a State of the United States, thus assuring full representation in Congress; and be it further

*Resolved,* That duly certified copies of this resolution be transmitted to the President of the United States, and to each of our Senators and Congressman in Washington, D. C., requesting their support in this matter.

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 Natural Resources.

Carried.

Senate Bill No. 22.

Mr. Grant moved that 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 Bill No. 59.

Mr. Monroe moved the adoption of the committee amendments to Assembly Bill No. 59.

Amendments adopted.

Remarks by Messrs. Monroe and Crawford.

Roll call on Assembly Bill No. 59:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—39.

NAYS—None.

Not voting—Mr. Speaker.

Assembly Bill No. 59 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

There being no objections, Mr. Speaker and Chief Clerk signed Assembly Bills Nos. 10 and 33, and Assembly Joint Resolution No. 10.

Mr. Speaker pro tem in the Chair.

Assembly Bill No. 63.

Remarks by Mr. Grant.

Roll call on Assembly Bill No. 63:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—38.

NAYS—None.

Absent—Johnson and Mr. Speaker—2.

Assembly Bill No. 63 having received a constitutional majority, Mr. Speaker pro tem declared it passed.

Assembly Bill No. 67.

Remarks by Mr. Donnelly.

Roll call on Assembly Bill No. 67:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—39.

NAYS—None.

Absent—Mr. Speaker.

Assembly Bill No. 67 having received a constitutional majority, Mr. Speaker pro tem declared it passed.

Assembly Bill No. 66.

Mr. Munk moved that Assembly Bill No. 66 be amended as follows: Section 1, strike out the period after the figures "10," in line 16, and add a semicolon and the words "Pershing County will constitute Agricultural District No. 11."

Remarks by Mr. Burke.

Roll call on Assembly Bill No. 66 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—39.

NAYS—None.

Absent—Mr. Speaker.

Assembly Bill No. 66 having received a constitutional majority, Mr. Speaker pro tem declared it passed, as amended.

Senate Bill No. 15.

Remarks by Mr. Tavelle.

Roll call on Senate Bill No. 15 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, and Woods—38.

NAYS—None.

Absent—Stark.

Not voting—Mr. Speaker.

Senate Bill No. 15 having received a constitutional majority, Mr. Speaker pro tem declared it passed.

Mr. Speaker in the Chair.

Assembly Bill No. 55.

Mr. Duffin moved that Assembly Bill No. 55 be indefinitely postponed.

Messrs. Phillips, Capurro, and Crawford asked for a division of the House.

A division being made, Mr. Speaker declared Assembly Bill No. 55 indefinitely postponed.

Senate Bill No. 12.

Remarks by Messrs. Covington, Mack, and Monroe.

Roll call on Senate Bill No. 12 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, and Woods—38.

NAYS—None.

Absent—Stark.

Not voting—Mr. Speaker.

Senate Bill No. 12 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 65.

Mr. Berney moved that Assembly Bill No. 65, now on general file, be referred to the Committee on Roads and Highways.

Carried.

Assembly Bill No. 47.

Remarks by Mr. Taber.

Roll call on Assembly Bill No. 47 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, and Woods—38.

NAYS—None.

Absent—Stark.

Not voting—Mr. Speaker.

Assembly Bill No. 47 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 43.

Mr. Covington moved the adoption of the committee amendment to section 1.

Amendment adopted.

Mr. Covington moved the adoption of the further committee amendment to section 1.

Amendment adopted.

Mr. Boak moved that section 3 be amended: Page 2, line 18, strike the word "approved" and insert in lieu thereof the following: "submitted for verification and approval."

Roll call on Assembly Bill No. 43 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, and Woods—38.

NAYS—None.

Absent—Stark.

Not voting—Mr. Speaker.

Assembly Bill No. 43 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. Crawford moved the Assembly give a vote of thanks to the members of the American Women Volunteer Service for their presence in the Assembly this legislative day.

A unanimous vote of thanks was given by the Assembly.

Assembly Bill No. 52.

Remarks by Mr. Duffin.

Roll call on Assembly Bill No. 52 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, and Woods—38.

NAYS—None.

Absent—Stark.

Not voting—Mr. Speaker.

Assembly Bill No. 52 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 51.

Mr. Duffin moved that section 1 be amended by inserting after the

word "the" in line 12, page one of the printed bill, the words "State of."

Amendment adopted.

Remarks by Messrs. Duffin, Covington, Mack, Monroe, Smith, and Burke.

Roll call on Assembly Bill No. 51:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, and Woods—38.

NAYS—None.

Absent—Stark.

Not voting—Mr. Speaker.

Assembly Bill No. 51 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

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

Carried.

Assembly recessed at 12:13 p. m.

#### HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Quorum present.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 87, 88, and 89, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Bills Nos. 10 and 33, and Assembly Joint Resolution No. 10 with engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

W. B. TAVELLE, *Chairman.*

#### MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Kelly moved that the Assembly resolve itself into a Committee of the Whole to hear from our Senior Senator P. A. McCarran, and Mr. Speaker to act as Chairman of the Committee of the Whole.

Carried.

Mr. Speaker appointed Messrs. Kelly, Smith, Strosnider, and Tandy to escort Senator McCarran and his party to the Assembly Chamber.

The Sergeant-at-Arms notified the Speaker that Senator McCarran, his party, and escorts were at the bar.

A rising vote of appreciation was given Senator McCarran and his party by the Assembly.

#### COMMITTEE OF THE WHOLE

At 2:15 p. m.

Mr. Speaker in the Chair.



Remarks by Senator P. A. McCarran.

The committee appointed escorted Senator McCarran and his party from the Assembly Chamber.

Committee of the Whole in three-minute recess at 3:47 p. m.

At 3:50 p. m.

Mr. Speaker in the Chair.

Mr. Kelly moved that the committee do now arise.

Carried.

#### HOUSE IN SESSION

At 3:55 p. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Kelly moved that the Assembly adjourn until Monday, February 15, 1943, at 11 a. m., and that it do so in honor of Abraham Lincoln.

Assembly adjourned at 3:59 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*

## THE TWENTY-NINTH DAY

CARSON CITY (Monday), February 15, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Carlson and Duffin, who were excused.  
Prayer by the Chaplain, Monsignor H. J. Wientjes.

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

Carried.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bill No. 90 and Assembly Joint Resolutions Nos. 3 and 13, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *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. 16, which passed the Senate on February 11, 1943, by the following vote: Yeas, 17; nays, none.

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

Also, Senate Bill No. 18, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 23, which passed, as amended, by the following vote: Yeas, 17; nays, none. Amend section 1, page 1, line 2, after the comma following the word "Nevada" by inserting the following: "1941, page 442." Amend section 2, page 3, line 27, by striking the figures "183" and inserting in lieu thereof the figures "186." After the comma following the figures "1941" insert the word and figures "page 442." Amend the title in lines 1 and 2 by striking that portion beginning with the word "section" in line 1, and ending with the word "of" in line 2. Further amend the title in the last two lines by inserting a period in place of the comma following the figures "1941" on the next to the last line, and striking the rest of the title.

BETTY MILLS,

*Assistant Secretary of the Senate.*

### MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Phillips moved that Assembly Bill No. 87, be withdrawn from the Committee on Judiciary and returned to the introducer, Fred Phillips.

Carried.

### INTRODUCTION AND FIRST READING

By Mr. Jepson:

Assembly Joint Resolution No. 15, proposing an amendment to section 1 of article XI of the Constitution of the State of Nevada.

*Resolved by the Assembly of the State of Nevada, the Senate concurring.* That section 1 of article XI of the Constitution of the State of Nevada be amended to read as follows:

SECTION 1. The Legislature shall encourage, by all suitable means, the promotion of intellectual, literary, scientific, mining, mechanical, agricultural, and moral improvements, and also provide for the election by the people, at the general election, of a State Board of Education of five members, whose duties shall be prescribed by law, and who shall appoint a Superintendent of Public Instruction whose qualifications, term of office, salary, and duties shall be prescribed by law. The first Superintendent of Public Instruction appointed pursuant to this section shall take office on the first Monday in January 1951.

Mr. Jepson 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.

By Mr. Crawford:

Assembly Bill No. 97—An Act to amend an Act entitled "An Act concerning crimes and punishments, and repealing certain Acts relating thereto," approved March 17, 1911.

Mr. Crawford moved that 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.

By Messrs. Ruedy, Capurro, Hall, and Smith:

Assembly Bill No. 98—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 for the method of selecting the officers therefor, defining the powers and duties of certain officers and other persons; defining certain terms; providing for the licensing of and regulating of hunting, trapping, game farming and game fishing; providing for a license for fur dealers; 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 acquisition 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 other matters properly relating thereto; repealing all Acts and parts of Acts in conflict herewith.

Mr. Ruedy moved that 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. Burke:

Assembly Bill No. 99—An Act relieving the City Treasurer of the city of Reno of all liability by reason of a loss sustained by the city of Reno of certain funds on deposit in certain closed banks, authorizing and directing the City Treasurer and City Auditor of the city of Reno to make certain changes in their official records, and other matters properly connected therewith.

Mr. Burke moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Washoe County Delegation.  
Carried.

By Mr. Ryan:

Assembly Bill No. 100—An Act to amend an Act entitled "An Act authorizing and regulating boxing and wrestling contests for prizes or purses, or where an admission is charged, and limiting such boxing contests to fifteen rounds; to create the Nevada Athletic Commission, empowered to license and regulate such contests and all participants therein; to prescribe conditions under which such licenses shall be issued and contests held, authorizing the said commission to appoint county inspectors; to prescribe a penalty for violations of this Act, and other matters properly relating thereto," approved March 13, 1941, by amending section 2 and adding a new section to be known as section 6½.

Mr. Ryan moved that 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 Committee on Judiciary.

Assembly Bill No. 101—An Act to promote public morals, by abolishing civil causes of action for breach of promise to marry, and alienation of affections; prohibiting the bringing, prosecution, or settlement of any such actions; prescribing penalties for the violation of this Act, and other matters connected therewith.

Mr. McElroy moved that 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. Kelly:

Assembly Bill No. 102—An Act creating the office of State Military Election Commissioner, making the Secretary of State Ex Officio Election Commissioner, providing the duties thereof, and a salary therefor.

Mr. Kelly moved that 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. Kelly:

Assembly Bill No. 103—An Act creating the office of State Fiscal Agent for the Federal Government, making the State Controller Ex Officio Agent, providing the duties thereof, and a salary therefor.

Mr. Kelly moved that 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. Kelly :

Assembly Bill No. 104—An Act creating the office of State Disbursing Officer for the Federal Government, making the State Treasurer Ex Officio Disbursing Officer, providing the duties thereof, and a salary therefor.

Mr. Kelly moved that 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. Jepson :

Assembly Bill No. 105—An Act to amend an Act entitled "An Act regulating the fiscal management of counties, cities, towns, school districts, and other governmental agencies," approved March 22, 1917, together with all Acts amendatory thereof or supplemental thereto.

Mr. Jepson moved that 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. 16.

Mr. Kelly moved that 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. Kelly moved that 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. 18.

Mr. Kelly moved that 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. 23.

Mr. Kelly moved that 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. 23.

Remarks by Mr. Allen.

Roll call on Assembly Bill No. 23 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan,

Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Carlson and Duffin—2.

Not voting—Mr. Speaker.

Assembly Bill No. 23 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Burke moved the adoption of the committee amendment to the title of Assembly Bill No. 23.

Amendment adopted.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee of Washoe County Delegation has had Assembly Bill No. 25 under consideration, and begs leave to report with a substitute therefor, with the recommendation that the substitute do pass.

PETER A. BURKE, *Chairman.*

*Mr. Speaker:*

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

Amend section 2 of Assembly Bill No. 17, page 2, line 19, by striking out the semicolon following the word "State," and insert a period therefor. Strike out the remainder of lines 19, 20, 21, 22, 23, 24, 25, and down to and including the period in line 26.

O. D. JEPSON, *Chairman.*

*Mr. Speaker:*

Your Committee on Labor has had Assembly Bill No. 12 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 2 of Assembly Bill No. 12, line 16, page 2, by striking out the word "one" and inserting in lieu thereof the word "calendar." Line 17, page 2, insert the word "calendar" after the word "each," place a comma after the word "week," strike out the remainder of the line and the first word in line 18. Line 24, page 2, strike out the words "one week of seven days," and insert in lieu thereof the words "calendar week." Amend section 3 of Assembly Bill No. 12, lines 7 and 8, page 3, by striking out the words "one week of seven days," and inserting in lieu thereof the words "calendar week."

JAMES G. RYAN, *Chairman.*

The Speaker read the following invitations to the Assembly.

#### RENO LODGE ORDER OF ELKS No. 597

RENO, NEVADA, February 13, 1943.

*Honorable Denver Dickerson, Speaker of the Assembly, Carson City, Nevada.*

DEAR MR. SPEAKER: Reno Lodge No. 597 Benevolent and Protective Order of Elks cordially invites all Elks of your honorable body to attend the celebration of the Seventy-fifth Anniversary of Elkdom, Thursday night, February 18, 8 p. m., at the Elks' Home in Reno.

On this occasion we honor our Past Exalted Rulers and they will initiate a group of candidates, which will be known as "The Diamond Jubilee Class."

We sincerely trust that all Elks who are members of the Assembly can be with us on this date to renew old acquaintances and participate in an evening of friendship.

Very truly yours,

ED. P. CAFFREY, *Exalted Ruler.*

J. C. KUMLE, *Secretary.*

NEVADA STATE HISTORICAL SOCIETY, INC.  
 OFFICE OF THE SECRETARY-TREASURER  
 120 EAST NINTH STREET, RENO, NEVADA

The officers and Board of Trustees of the Nevada State Historical Society do hereby extend a cordial invitation to the members and attachés of the Honorable Assembly of the Nevada State Legislature now in session to be present at their annual dinner meeting to be held at the Hotel Golden, in Reno, at six-thirty o'clock on the evening of the twentieth of February, nineteen hundred and forty-three.

Mrs. Key Pittman, or her representative, will be there to make formal presentation of the Key Pittman Historical Collection to the Nevada State Historical Society. Acceptance of the same will be made by the President of our organization. The silver replica of the Aztec calendar stone given to Senator Pittman by the Mexican Government will be on the table. The scroll sent by the Chinese Government begging us to desist from giving further aid to Japan will be on exhibition, as will be several other important items.

Reservations for the dinner may be made through Dr. Christie Brown of Reno, Mrs. J. E. Gelder in the Senate Chamber at Carson or at the Golden Hotel.

Signed for the board by

JEANNE ELIZABETH WIER, *Secretary.*

February tenth, nineteen hundred and forty-three.

Mr. Kelly moved the Assembly recess until 2 p. m.

Assembly in recess at 11:33 a. m.

HOUSE IN SESSION

At 2:04 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 91, 92, 93, 94, 95, and 96, and Assembly Joint Resolution No. 14, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

*Mr. Speaker:*

Your Committee on Claims has had Assembly Bills Nos. 68, 69, and 70 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

GERALD FISHER, *Chairman.*

*Mr. Speaker:*

Your Committee of Washoe County Delegation has had Assembly Bill No. 2 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. 2, line 3, page 1 of the printed bill, by striking out the word "shall" as it appears the second time, and inserting in lieu thereof the word "may."

PETER A. BURKE, *Chairman.*

*Mr. Speaker:*

Your Committee on Public Health has had Assembly Bill No. 88 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. 88 by deleting the period and adding on page 2, line 6, after the words "of the State Board of Health," the words "nor to common carriers engaged in interstate commerce."

JOHN A. KELLY, *Chairman.*

*Mr. Speaker:*

Your Committee of Washoe County Delegation has had Assembly Bills Nos. 29 and 80 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

PETER A. BURKE, *Chairman.*

Mr. Monroe moved that the Assembly return to Order of Business No. 8.

#### MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Monroe:

Assembly Resolution No. 15:

*Resolved by the Assembly,* That the Senate be requested to return to the Assembly, for further consideration, Senate Bill No. 9.

Mr. Monroe moved the adoption of the resolution.

Resolution adopted.

#### INTRODUCTION AND FIRST READING

By Mr. Crawford:

Assembly Joint Resolution No. 16, memorializing Congress to set aside January 19, the birthday of General Robert E. Lee, as a national holiday.

WHEREAS, The National unity would be enhanced if intersectional prejudices could be obliterated; and

WHEREAS, The present war effort requires the solid support of all good Americans; and

WHEREAS, Several of the Southern States have made Lincoln's birthday a legal holiday; and

WHEREAS, General Robert E. Lee was born on January 19, 1807, and was a gallant gentleman, who fought for what he thought was right, in the face of seemingly insurmountable obstacles; now, therefore, be it

*Resolved by the Assembly and the Senate of the State of Nevada,* That Congress be memorialized to establish January 19 as a legal holiday out of respect for that great southern leader Robert E. Lee; and be it further

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

Mr. Crawford 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.

By Washoe County Delegation:

Assembly Bill No. 106—An Act providing for the reconstruction and paving of State Highway Route 67 and requiring the same to be done by the Nevada State Highway Department; providing for the payment of such reconstruction and paving and requiring the city of Reno to share therein; providing for an appropriation therefor, and other matters related thereto.

Mr. Burke moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Joint Committee of Ways and Means and Roads and Highways.

Carried.



By Washoe County Delegation :

Assembly Bill No. 107—An Act to amend an Act entitled “An Act to enable counties to establish and maintain public hospitals, levy a tax and issue bonds therefor, elect hospital trustees, maintain a training school for nurses, and provide suitable means for the care of such hospitals and of disabled persons, and repealing a certain Act,” approved March 27, 1929, as amended.

Mr. Burke moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Washoe County Delegation.

Carried.

Mr. Kelly moved that the Assembly recess to the call of the Chair.

Carried.

Assembly in recess at 2:12 p. m.

### HOUSE IN SESSION

At 2:42 p. m.

Mr. Speaker in the Chair.

Quorum present.

### INTRODUCTION AND FIRST READING

By Mr. Kelly :

Assembly Bill No. 108—An Act to prohibit the sale of cigarettes as “loss-leaders,” with intent to injure competitors or to destroy competition, and to stabilize and increase collections under the cigarette tax laws.

Mr. Kelly moved that 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. Crawford :

Assembly Bill No. 109—An Act to prevent, check, and control fires upon the range lands and other specified places in the State of Nevada, and providing a penalty for the violation thereof.

Mr. Crawford moved that 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. Johnson :

Assembly Joint Resolution No. 17, memorializing Congress to grant relief to the gold mining industry.

WHEREAS, The gold and silver mines of the State of Nevada brought about the admission of the Territory of Nevada into the Nation as the Battle-Born State during the dark days of the Civil War; and

WHEREAS, These mines poured the blood of economic life into a Nation whose treasury was depleted and whose resources were sorely strained by years of war effort; and

WHEREAS, By reason of the patriotic efforts of the mining industry of the

State of Nevada, the credit of the Nation was strengthened and the final victory was hastened; and

WHEREAS, The gold mines of the State of Nevada with lavish hand, through years of peace and war, have continued to pour their wealth into the Nation's economic structure; and

WHEREAS, The prosperity of the State of Nevada has always been, and now is, geared to the productivity of her gold mines, and many of her towns and communities have had birth and prosperity by reason thereof; and

WHEREAS, The loyalty of the people of Nevada again supports a Nation once more engaged in war to the end that free government may continue to exist; and

WHEREAS, It has been necessary during the progress of this great war to impose drastic restrictions upon industry, as well as upon individuals, all for the purpose of strengthening the Nation's economy and her military might; and

WHEREAS, Among other restrictions heretofore imposed has been that of closing all gold mines and all operations connected therewith, thus striking at the very heart of the prosperity and welfare of the State of Nevada, and her most loyal and patriotic people; and

WHEREAS, The people of the State of Nevada are as willing now as they were during the Civil War to give their lives and the fruits of their industry to the Nation that secures to them the priceless privileges of American citizenship, and it is not the thought nor desire of the State of Nevada, nor her people, to question or criticize any order promulgated for the common good; nevertheless, the people of the State of Nevada do feel that the order closing the gold mines and all activity connected therewith, was not, and is not, conducive to the welfare of the State of Nevada, the Nation, or the general war effort; and

WHEREAS, The people of the State of Nevada feel that the loss suffered to her citizens and to the owners and operators of her gold mines and industries by reason of such closing order far exceeds the national gain, if any, from such order; and

WHEREAS, It appears that while certain restrictions have been placed upon the gold mining industry in allied nations, the mines of those nations have continued to operate and produce, thus sustaining the domestic welfare and economy of such mining districts, this even though many millions of dollars of "lend-lease" aid is being given by the United States to such allies; now, therefore, be it

*Resolved by the Senate and Assembly of the State of Nevada,* That the gold mining industry in the United States should have opportunities equal to those had by the same industry in allied countries receiving "lend-lease" aid, particularly when the restrictions placed upon our domestic industry is upon the premise that our converted gold mining industry will make possible the production of more essential commodities of war and "lend-lease" supplies; and be it further

*Resolved,* That in this particular instance the gold mining industry in the United States is the national step-child, denied the right to protect and preserve the many millions of dollars invested, while compelled to labor in the so-called essential industries to the end that the sinews of war and "lend-lease" material may be shipped to other nations in which gold mining continues to flourish, affected only by the ordinary results of a war economy; and be it further

*Resolved,* That the Congress of the United States give its considered thought to the discriminatory nature of the gold mine closing order, both as to the local effect and its international aspect; that Congress consider the little good that has been accomplished by such order as against the great local harm that has been done in every gold mining district in the United States, and particularly in the State of Nevada; and be it further

*Resolved,* That if the order cannot be rescinded, that Congress enact suitable legislation compensating the industry for the great financial burden and loss unfairly and discriminatingly imposed on it, through being required to

pay greatly increased taxes on idle property and equipment, interest on millions of investment denied a right to earn, millions expended to prevent watering and deterioration of mine workings, and in the maintenance of improvements generally.

*Resolved*, That duly certified copies of these resolutions be forwarded to the President of the United States, to our Senators and Congressman at Washington, D. C., and that copies of this resolution, certified by the proper officers of the Senate and Assembly of the State of Nevada, be transmitted to the several Western States.

Mr. Johnson 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.

Mr. Kelly moved that the Assembly adjourn.

Mr. Speaker declared the Assembly adjourned until Tuesday, February 16, 1943, at 11 a. m.

Assembly adjourned at 2:53 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*

## THE THIRTIETH DAY

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CARSON CITY (Tuesday), February 16, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Mr. Duffin, who was excused.

Prayer by the Chaplain, Monsignor H. J. Wientjes.

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

Carried.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Ways and Means has had Senate Bill No. 5 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 90, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Assembly Bill No. 90, line 7, page 2 of the printed bill, by striking out the words and figures "seven hundred fifty (\$750)." and inserting in lieu thereof the words and figures "one thousand (\$1,000)." Amend section 4, line 28, page 2 of the printed bill, by striking out the period after the word "equipment," and inserting a comma, and adding thereto the following: "and an annual accounting shall be made to the Prison Board." Amend section 6, line 34, page 2 of the printed bill, by striking out the period after the word "approval," and inserting a comma, and adding thereto the following: "but shall automatically terminate six months after the duration of the present war and the proclamation of the President of the United States declaring peace."

H. L. COVINGTON, *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. 26, which this day passed the Senate by the following vote: Yeas, 17; nays, none.

Also, Senate Bill No. 33, which passed: Yeas, 17; nays, none.

Also, Senate Joint Resolution No. 2, which passed: Yeas, 17; nays, none. (According to the history record on the resolution, motion was made, seconded, and carried to change the number of Senate Joint Resolution No. 5 to Senate Joint Resolution No. 2.)

Also, to return Assembly Bill No. 26, which passed: Yeas, 17; nays, none.

BETTY MILLS,

*Assistant Secretary of the Senate.*

### INTRODUCTION AND FIRST READING

By Mrs. Sharp:

Assembly Bill No. 110—An Act authorizing and empowering Boards of County Commissioners, under certain conditions, to transfer surpluses in emergency loan funds to the school funds of the school districts incurring such loans.

Mrs. Sharp moved that 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 Senate Bill No. 12 and Senate Bill No. 15.

MESSAGE FROM THE GOVERNOR

STATE OF NEVADA  
EXECUTIVE CHAMBER

CARSON CITY, February 16, 1943

*To the Honorable, the Senate and Assembly:*

By this message I wish to officially inform you that Senate Bill No. 2 (amending section 1 and repealing section 2 of the 1941 Act, commonly called the "Boulder Dam Revenue Act"), has been permitted by me to become a law without any action upon my part.

I feel that the right of Clark County to participate to any extent in the annual payments to be made to the State under the Boulder Canyon Adjustment Act is a question that should be determined definitely and finally by the Courts. So far as the Executive Office is concerned, I have said, and I now repeat, that I will not go contrary to the will of the Legislature in this particular matter.

The former Act having been now amended to eliminate any payment to Clark County, you should anticipate that said county will institute proceedings to bring about a determination of the question. In that event there seems to be a question as to a possible disqualification of the Attorney-General to represent the State in that litigation. I, therefore, respectfully suggest that you confer with the Attorney-General and ascertain his views upon the subject of his qualification or disqualification in such litigation. If you are advised by him to take such a step, it would be well for you to pass an Act appropriating a definite sum of money to be expended in retaining council to represent the State in the matter.

Respectfully submitted,

E. P. CARVILLE,  
*Governor.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 25.

Mr. Burke moved that the substitute be adopted.

Substitute bill adopted.

Assembly Substitute for Assembly Bill No. 25.

Remarks by Mr. Allen.

Roll call on Assembly Substitute for Assembly Bill No. 25:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Duffin and Kelly—2.

Not voting—Mr. Speaker.

Assembly Substitute for Assembly Bill No. 25, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 17.

Mr. Jepson moved the adoption of the committee amendment to section 2.

Remarks by Messrs. Monroe, Jepson, Ruedy, and Boak.

Amendment adopted.

Roll call on Assembly Bill No. 17:

YEAS—Allen, Berney, Boak, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—35.

NAYS—Bastian and Monroe—2.

Absent—Duffin.

Not voting—Burke and Mr. Speaker—2.

Assembly Bill No. 17 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 12.

Mr. Ryan moved the adoption of the committee amendments to sections 2 and 3.

Amendments adopted.

Mr. Ryan moved the adoption of the further committee amendment to section 3. Amend section 3 of Assembly Bill No. 12, page 3, line 6, strike out the words "one week," and insert in lieu thereof the words "calendar week."

Amendment adopted.

Mr. Ryan moved the adoption of the committee amendment to the first amendment adopted to section 2 in line 16, page 32.

Insert the words "where it occurs the second time" after the word "one" in the amendment.

Remarks by Messrs. Ryan and Mack.

Mr. Ryan moved that Assembly Bill No. 12 be rereferred to the Committee on Labor.

Carried.

Assembly Bill No. 69.

Remarks by Messrs. Donnelly, Phillips, Burke, McElroy, and Strosnider.

Roll call on Assembly Bill No. 69:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, and White—36.

NAYS—None.

Absent—Duffin, Monroe, and Woods—3.

Not voting—Mr. Speaker.

Assembly Bill No. 69 having received a constitutional majority, Mr. Speaker declared it passed, and the preamble adopted.

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

Carried.

Assembly in recess at 11:58 a. m.

## HOUSE IN SESSION

At 2:03 p. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Assembly Bill No. 70.

Remarks by Mr. Donnelly.

Roll call on Assembly Bill No. 70:

YEAS—Allen, Bastian, Berney, Boak, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, and Woods—35.

NAYS—White.

Absent—Burke, Duffin, and Smith—3.

Not voting—Mr. Speaker.

Assembly Bill No. 70 having received a constitutional majority, Mr. Speaker declared it passed and the preamble adopted.

Assembly Bill No. 68.

Remarks by Mr. Donnelly.

Roll call on Assembly Bill No. 68:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—38.

NAYS—None.

Absent—Duffin.

Not voting—Mr. Speaker.

Assembly Bill No. 68 having received a constitutional majority, Mr. Speaker declared it passed and the preamble adopted.

Assembly Bill No. 2.

Mr. Jepson moved the adoption of the committee amendment to section 1.

Amendment adopted.

Remarks by Mr. Covington.

Roll call on Assembly Bill No. 2:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—38.

NAYS—None.

Absent—Duffin.

Not voting—Mr. Speaker.

Assembly Bill No. 2 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 88.

Mr. Kelly moved that the committee amendment to section 1 be withdrawn and a substitute amendment adopted.

Substitute amendment. Amend section 1 of Assembly Bill No. 88 by striking the period after the word "health," in line 6, page 2 of the printed bill, and substituting the following: "nor should this definition be construed to include vehicles operating as common carriers engaged in interstate commerce."

Substitute amendment adopted.

Remarks by Messrs. Kelly, Tandy, Allen, and Phillips.

Roll call on Assembly Bill No. 88:

YEAS—Bastian, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Grant, Hall, Jepson, Johnson, Kelly, Kleppe, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tavelle, White, and Woods—29.

NAYS—Allen, Berney, Boak, Floathe, Henrichs, Mack, Ruedy, Stark, and Tandy—9.

Absent—Duffin.

Not voting—Mr. Speaker.

Assembly Bill No. 88 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 80.

Remarks by Mr. Burke.

Roll call on Assembly Bill No. 80:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Duffin.

Not voting—Sharp and Mr. Speaker—2.

Assembly Bill No. 80 having received a constitutional majority, Mr. Speaker declared it passed and the preamble adopted.

Assembly Bill No. 29.

Remarks by Mr. Burke.

Roll call on Assembly Bill No. 29:

YEAS—Allen, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—36.

NAYS—None.

Absent—Duffin and Johnson—2.

Not voting—Bastian and Mr. Speaker—2.

Assembly Bill No. 29 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Strosnider moved that the Assembly return to Order of Business No. 10.

Carried.

#### INTRODUCTION AND FIRST READING

By Lyon County Delegation:

Assembly Bill No. 111—An Act to amend an Act entitled "An Act concerning the county officers in the county of Lyon, State of Nevada, consolidating certain offices in said county, fixing the salary and compensation of said officers, regulating the appointment of deputies and the compensation thereof, requiring the officers of said county to make report of all fees collected by them to the Board of County Commissioners, and other matters properly relating thereto, and repealing all Acts and parts of Acts in conflict therewith," approved March 5, 1923.

Mr. Strosnider moved that rules be suspended, reading so far had



considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Lyon County Delegation.

Carried.

By Elko County Delegation:

Assembly Bill No. 112—An Act to amend an Act entitled "An Act concerning public schools, and repealing certain Acts relating thereto," approved March 20, 1911, as amended, by adding thereto a new section to be known as section 179½.

Mr. Taber moved that 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 Social Welfare:

Assembly Bill No. 113—An Act to appropriate money for the support of the State Welfare Department as created by chapter 127, Statutes of Nevada 1937; providing for the expenditure of said appropriation, and other matters relating thereto.

Mr. Sowers moved that 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. McElroy (by request):

Assembly Bill No. 114—An Act to amend the title of and to amend an Act entitled "An Act to define osteopathy and to authorize and regulate the practice of osteopathic physicians and surgeons, and to provide penalties for the violation of this Act, and other matters properly connected therewith," approved March 18, 1925.

Mr. McElroy moved that 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 Health.

Carried.

By Clark County Delegation:

Assembly Bill No. 115—An Act to amend an Act entitled "An Act fixing the salaries and compensation of the officers and deputy officers of Clark County, and repealing all other Acts and parts of Acts in conflict therewith," approved March 3, 1931, as amended March 25, 1931, as amended March 28, 1941.

Mr. Grant moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Clark County Delegation.

Carried.

By Clark County Delegation:

Assembly Bill No. 116—An Act providing that any county in the State in which a water storage and hydroelectric project constructed and owned by the United States is situated and money is paid to the State by or through the Treasury of the United States to compensate for taxes and potential taxes lost, because of the fact that the property

constituting such project is owned by the United States and is, therefore, exempt from taxation, may sue the State of Nevada to determine and recover its fair share of any moneys so paid in lieu of taxes or in compensation for taxes lost, and relating to the evidence to be used in such suit, and other matters relating thereto.

Mr. Grant moved that 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. Burke:

Assembly Bill No. 117—An Act requiring the State Printing Office, departments of State government, counties, municipalities, towns, schools, school districts, irrigation districts, and farm bureaus to purchase photo engraved plates from firms maintaining their principal place of business within the State of Nevada.

Mr. Burke moved that 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. Phillips:

Assembly Bill No. 118—An Act to amend an Act entitled "An Act concerning the resignation of Justices of the Supreme Court and Judges of the District Courts within the State of Nevada, and providing for a pension for the same, and the manner of payment thereof," approved March 23, 1937, by adding two new sections to be known as sections 3a and 3b.

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 Social Welfare.

Mr. Monroe moved to amend, and that the bill be referred to the Committee on Judiciary following its reference to the Social Welfare Committee.

Amendment lost.

The motion to refer the bill to the Committee on Social Welfare carried.

By Messrs. Covington and Jepson:

Assembly Bill No. 119—An Act to amend an Act entitled "An Act regulating the hours of service and fixing the minimum compensation therefor of females employed in private employment in this State, and providing certain exceptions thereto; providing the mode of payment of the compensation of such females, and providing compensation for female employees reporting for duty but not permitted to enter upon such duties; providing for special uniforms for female employees; defining the duties of certain persons in relation hereto; prescribing penalties for the violations thereof, and other matters properly relating hereto," approved March 29, 1937, as amended by chapter 78 of the 1939 Statutes of Nevada, by adding a new section to be known as section 2 $\frac{1}{2}$ , temporarily suspending certain provisions of the Act.

Mr. Covington moved that 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. Kelly:

Assembly Bill No. 120—An Act to amend an Act entitled "An Act in relation to the State Library," approved February 14, 1865.

Mr. Kelly moved that 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 Education:

Assembly Bill No. 121—An Act to amend an Act entitled "An Act to provide for the payment of retirement salaries and annuities to public school teachers of this State; providing and establishing the necessary funds and accounts, authorizing the levy of the tax therefor, and other matters relating thereto; creating the Public School Teachers Retirement Salary Fund Board and giving and granting certain powers unto said board; repealing all Acts and parts of Acts in conflict herewith, and specifically repealing sections 6003 to 6021, inclusive, Nevada Compiled Laws 1929, as amended," approved March 29, 1937, as amended, and insert therein a new section numbered 5½.

Mr. Grant moved that 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. 122—An Act to amend an Act entitled "An Act to provide for the payment of retirement salaries and annuities to public school teachers of this State; providing the establishing the necessary fund and accounts, authorizing the levy of the tax therefor, and other matters relating thereto; creating the Public School Teachers Retirement Salary Fund Board and giving and granting certain powers unto said board; repealing all Acts and parts of Acts in conflict herewith, and specifically repealing sections 6003 to 6021, inclusive, Nevada Compiled Laws 1929, as amended," approved March 29, 1937, as amended.

Mr. Grant moved that 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. 26.

Mr. Kelly moved that 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. 33.

Mr. Kelly moved that 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. 2.

Mr. Kelly 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.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee of Clark County Delegation has had Assembly Bill No. 91 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 Education has had Senate Bill No. 22 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 78, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 1, line 10, page 1, by replacing semicolon after the word "same" with a comma, and inserting the words: "but not exceeding the sum of \$3,000."

A. C. GRANT, *Chairman.*

*Mr. Speaker:*

Your Committee on Roads and Highways 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.

Also, Assembly Bill No. 65, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend sections 1 and 2 of Assembly Bill No. 65, by striking out all of the preamble on page 1, commencing with line 1 and including line 17. Page 2, line 5, strike the words "an emergency." Page 2, line 5, after the word "Nevada" place the letter "a." Page 2, line 18, after the word "approval" place a period in place of the comma. Strike the balance of lines 18 and 19. Page 2, lines 20 to 25, inclusive, strike out all of section 3. Amend title of Assembly Bill No. 65, line 1, by striking out the word "emergency." Line 2, by striking out the words "during the existing war period," and placing a period after the word "therefor" in line 3. Strike out all of the balance of lines 3, 4, and 5.

A. C. GRANT, *Chairman.*

*Mr. Speaker:*

Your Committee on Natural Resources has had Assembly Joint Resolution No. 14 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

PETER A. BURKE, *Chairman.*

Mr. Johnson moved that the Assembly return to Order of Business No. 8.

#### MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Johnson:

Assembly Concurrent Resolution No. 4:

WHEREAS, The Assembly of the Nevada Legislature, on a recent date, approved Assembly Concurrent Resolution No. 3 paying tribute to the services of former members of the Assembly who are now in the armed forces of the United States; and

WHEREAS, Donald McQuirk was a member of the Fortieth Session of the Nevada Legislature, and by reason of a physical handicap has been unable to enlist in any branch of the Armed Services; and

WHEREAS, Said Donald McGuirk, despite such physical handicap, has enlisted in the Merchant Marine of the United States and is now serving his country as a typist-clerk in this nonmilitary but highly important branch of service; now, therefore, be it

*Resolved by the Assembly of the State of Nevada, the Senate concurring,* That the Forty-first Session expresses its appreciation of, pride in, and best wishes for Donald McGuirk, and further expresses the hope for his safety and safe return at the close of his present hazardous service; and be it further

*Resolved,* That the appropriate officers of each House be requested to properly certify this resolution, and that copies of the same be sent to Donald McGuirk at his present address, Imperial Hotel, Portland, Oregon, and to his parents, Mr. and Mrs. Matt McGuirk, at Virginia City, Nevada.

Mr. Johnson moved the adoption of the resolution.

The resolution was unanimously adopted.

Mr. Phillips gave notice that in the near future he would introduce three or four Assembly bills.

Remarks by Messrs. Monroe and Phillips.

The Speaker appointed a committee consisting of Messrs. Jepson, Murphy, and Henrichs to find suitable blinds for the west side of the Assembly Chamber.

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Bill No. 54, which passed the Senate this day by the following vote: Yeas, 17; nays, none.

Also, Assembly Concurrent Resolution No. 3, which this day was adopted by the Senate.

Also, Senate Bill No. 9, as requested in your Assembly Resolution No. 15.

Also, to present for your consideration Senate Bill No. 10, which today passed the Senate, as amended, by the following vote: Yeas, 17; nays, none. Amend Senate Bill No. 10 as follows:

Section 4, page 2, line 13, change the figures \$34,401.00 to read \$33,951.00. Line 24, in the same section, change the figures \$650.00 to read \$200.00.

Section 7, page 3, line 14, change the figures \$44,600.00 to read \$44,400.00. Line 18, change the word "commissioner" to "examiner." Line 24, same section, change the figures \$1,000.00 to read \$800.00.

Section 8, page 3, line 28, change the figures \$31,800.00 to read \$31,500.00. Page 4, line 2, same section, change the figures \$500.00 to read \$200.00.

Section 9, page 4, line 9, change the figures \$31,270.00 to read \$30,770.00. Line 11, page 4, same section, change the figures \$9,500.00 to read \$9,000.00.

Section 10, page 4, line 22, change the figures \$18,200.00 to read \$17,700.00. Further amend section 10 by striking out all of line 27.

Section 12, page 6, line 24, strike the figures \$4,800.00 and insert in lieu thereof \$4,600.00. Line 27, same section, change the figures \$500.00 to read \$300.00.

Section 15, page 7, line 14, change the figures \$39,700.00 to read \$38,700.00. Line 22, same section, change the figures \$3,000.00 to read \$2,000.00.

Section 20, page 8, strike out all of section 20, lines 21 to 29, inclusive.

Section 21, page 8, strike all of section 21, lines 30 to 33, inclusive, and lines 1 to 6, page 9, same section.

Section 22, page 9, change section 22 to read section 20.

Section 23, page 9, change the section to read section 21.

Section 24, page 10, change the section to read section 22.

Section 22, line 7, change the figures \$25,000.00 to read \$10,000.00. Line 11, same section, change the figures \$17,500.00 to read \$2,500.00.

Section 25, page 10, change the section to read section 23.

Section 26, page 10, change the section to read section 24.

Section 27, page 11, line 4, change section to read section 25.

Section 28, page 11, line 15, change section to read section 26.

Section 29, page 11, line 20, to read section 27.

Section 30, line 23, page 11, to read section 28.

Section 31, page 12, line 2, section to read section 29. Same section, line 5, change the figures \$20,825.00 to read \$19,825.00. Line 10, same section, change the figures \$3,000.00 to read \$2,000.00.

Section 32, line 13, to read section 30.

Section 33, line 21, to read section 31.

Section 34, line 31, to read section 32. Line 1, page 13, same section, strike the figures \$35,000.00, and insert in lieu thereof the figures \$34,000.00. Line 5, page 13, same section, change the figures \$3,750.00 to read \$2,750.00.

Section 35, page 13, line 9, change section to read section 33.

Section 36, page 13, change section to read section 34. Line 23, page 13, same section, change the figures \$20,600.00 to read \$20,350.00. Line 25, same section, change the figures \$600.00 to read \$350.00.

Section 37, page 13, change the section to read section 35.

Section 38, page 14, change the section to read section 36.

Section 39, page 14, change the section to read section 37.

Section 40, strike all of the section, lines 15 to 23, inclusive. Change section 41 to read section 38.

Change all of the other section numbers by deducting three numbers from each section.

Section 42 to section 39, section 43 to read section 40, etc.

BETTY MILLS,

*Assistant Secretary of the Senate.*

Mr. Tandy moved that the amendments to Senate Bill No. 10 be printed.

Remarks by Mr. Monroe.

Motion to print lost.

Mr. Kelly moved that the Assembly return to Order of Business No. 10.

#### INTRODUCTION AND FIRST READING

Senate Bill No. 10.

Mr. Kelly moved that 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

On motion of Mr. Monroe Senate Bill No. 9 was rereferred to the Committee on State Printing.

Carried.

Mr. Kelly moved that the Assembly recess to the call of the Chair.

Carried.

Assembly in recess at 3 p. m.

#### HOUSE IN SESSION

At 4:10 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 97, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, and 109, and Assembly Joint Resolutions Nos. 15, 16, and 17, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bills Nos. 61, 89, and 94, and Senate Bill No. 11 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

J. F. McELROY, *Chairman.*

*Mr. Speaker:*

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

JAMES G. RYAN, *Chairman.*

INTRODUCTION AND FIRST READING

By Committee on Public Health:

Assembly Bill No. 123—An Act for the regulation and licensing of persons and organizations providing care for and placement of children; providing a penalty for the violation thereof; and other matters properly related thereto.

Mr. Kelly moved that 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 Health.

Carried.

By Clark and Lincoln County Delegations:

Assembly Bill No. 124—An Act to amend an Act entitled "An Act to provide for the conservation and distribution of underground waters, providing for the designation of artesian well basins and defining such wells, and providing the method of appropriating the waters thereof; defining the powers and duties of the State Engineer in the administration hereof; providing for the casing and capping of artesian wells and for the prevention of waste of water therefrom; prescribing penalties for the violation of the provisions of this Act, and repealing certain Acts and parts of Acts in conflict herewith," approved March 25, 1939.

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 Irrigation.

Carried.

There being no objections, Mr. Speaker and the Chief Clerk signed Assembly Bill No. 26.

Mr. Crawford gave notice that on some future date he would introduce two bills, one pertaining to one-house Legislature, and one to provide that all people admitted to State institutions be examined by a psychiatrist.

Mr. Kelly moved the Assembly adjourn.

Carried.

Mr. Speaker declared the Assembly adjourned until Wednesday, February 17, 1943, at 11 a. m.

Assembly adjourned at 4:16 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*



## THE THIRTY-FIRST DAY

CARSON CITY (Wednesday), February 17, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Duffin and Moore, who were excused.

Prayer by the Chaplain, Monsignor H. J. Wientjes.

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

Carried.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Joint Resolution No. 7 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 11 of Assembly Joint Resolution No. 7, line 10, by inserting after the word "employee" the words "under civil service."

J. F. McELROY, *Chairman.*

There being no objections, the Speaker and Chief Clerk signed Assembly Bill No. 54, and Assembly Concurrent Resolution No. 3.

### GENERAL FILE AND THIRD READING

Senate Bill No. 5.

Remarks by Messrs. Covington and Burke.

Roll call on Senate Bill No. 5.

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—36.

NAYS—None.

Absent—Duffin, Moore, and Ryan—3.

Not voting—Mr. Speaker.

Senate Bill No. 5 having received a constitutional majority, Mr. Speaker declared it passed.

Remarks by Mr. Burke.

Mr. Speaker pro tem in the Chair.

Assembly Bill No. 90.

Mr. Covington moved the adoption of the committee amendments to sections 1, 4, and 6, and asked that the Chief Clerk be authorized to make the necessary corrections to the amendment to section 1.

Amendments adopted.

Roll call on Assembly Bill No. 90:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson,

Kelly, Kleppe, Mack, McElroy, Monroe, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Duffin, Moore, and Mr. Speaker—3.

Assembly Bill No. 90 having received a constitutional majority, Mr. Speaker pro tem declared it passed, as amended.

Mr. Speaker in the Chair.

Assembly Bill No. 91.

Remarks by Mr. Grant.

Roll call on Assembly Bill No. 91.

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Duffin and Moore—2.

Not voting—Mr. Speaker.

Assembly Bill No. 91 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 22.

Remarks by Mr. Grant.

Roll call on Senate Bill No. 22.

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Duffin and Moore—2.

Not voting—Mr. Speaker.

Senate Bill No. 22 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Joint Resolution No. 12.

Remarks by Mr. Crawford.

Roll call on Assembly Joint Resolution No. 12:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Duffin and Moore—2.

Not voting—Mr. Speaker.

Assembly Joint Resolution No. 12 having received a constitutional majority, Mr. Speaker declared it adopted.

Assembly Bill No. 78.

Mr. Taber moved the adoption of the committee amendment to section 1.

Amendment adopted.

Remarks by Mr. Taber.

Roll call on Assembly Bill No. 78 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Duffin and Moore—2.

Not voting—Mr. Speaker.

Assembly Bill No. 78 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 65.

Mr. Grant moved the adoption of the committee amendments to sections 1, 2, and 3.

Amendments adopted.

Remarks by Messrs. Grant, Berney, and Ryan.

Roll call on Assembly Bill No. 65.

YEAS—Allen, Bastian, Berney, Boak, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—34.

NAYS—Burke and Munk—2.

Absent—Duffin and Moore—2.

Not voting—Ryan and Mr. Speaker—2.

Assembly Bill No. 65 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. Grant moved the adoption of the committee amendment to the preamble.

Preamble amendment adopted and preamble adopted.

Mr. Grant moved the adoption of the committee amendments to the title.

Amendments adopted.

Mr. Monroe moved that the Chief Clerk be instructed to strike out the comma in line 2 of the title and insert the word "and."

Carried.

The title was adopted, as amended.

Mr. Kelly moved the assembly recess until 2 p. m.

Carried.

Assembly in recess at 11:55 a. m.

## HOUSE IN SESSION

At 2:05 p. m.

Mr. Speaker in the Chair.

Quorum present.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 112 and 114, also Assembly Concurrent Resolution No. 4, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Phillips moved that the Assembly return to Order of Business No. 8.

## MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Phillips:

Assembly Concurrent Resolution No. 5:

WHEREAS, The people of the State of Nevada are interested in the welfare of China and its people, and are anxious to learn more detailed information on what is happening; and

WHEREAS, The members of the Forty-first Legislature desire first-hand information, and feel there is no other person better qualified to give this information than Madame Chiang Kai-Shek; and

WHEREAS, Madame Chiang Kai-Shek is now visiting in the United States in behalf of the interests of the Republic of China, one of our great allies, and is expected to visit the Pacific Coast States during her visit; now, therefore, be it

*Resolved by the Assembly of the State of Nevada, the Senate concurring,* That the Forty-first Session of the Legislature cordially invite Madame Chiang Kai-Shek to address a Joint Legislative Session at the State Capitol in Carson City, Nevada, while on her way to San Francisco, California; and, be it further

*Resolved,* That the Clerk of the Assembly be authorized and instructed, upon securing the approval of the Senate, to have this resolution enrolled and a certified copy forwarded to Madame Chiang Kai-Shek with the greatest expedition.

Mr. Phillips moved the adoption of the Concurrent Resolution.  
Concurrent Resolution adopted.

## 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. 45, which was this day declared an emergency measure under the Constitution, and passed by the Senate by the following vote: Yeas, 17; nays, none.

BETTY MILLS,

*Assistant Secretary of the Senate.*

Mr. Kelly moved the Assembly return to Order of Business No. 10.  
Carried.

## INTRODUCTION AND FIRST READING

Senate Bill No. 45.

On motion of Mr. Kelly, duly seconded, all rules suspended, reading so far had considered first reading, rules further suspended, declared an emergency measure under the Constitution, and placed on top of the general file for third reading and final passage.

## GENERAL FILE AND THIRD READING

Senate Bill No. 45.

Roll call on Senate Bill No. 45:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Duffin and Moore—2.

Not voting—Mr. Speaker.

Senate Bill No. 45 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Joint Resolution No. 14.

Remarks by Messrs. Phillips, Monroe, Murphy, and Smith.

Roll call on Assembly Joint Resolution No. 14:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Hall, Henrichs, Johnson, Mack, McElroy, Monroe, Munk, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—31.

NAYS—Grant.

Absent—Duffin, Jepson, and Moore—3.

Not voting—Kelly, Kleppe, Murphy, Ryan, and Mr. Speaker—5.

Assembly Joint Resolution No. 14 having received a constitutional majority, Mr. Speaker declared it adopted.

Assembly Bill No. 61.

Remarks by Mr. Kleppe.

Roll call on Assembly Bill No. 61:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—36.

NAYS—None.

Absent—Duffin, Jepson, and Moore—3.

Not voting—Mr. Speaker.

Assembly Bill No. 61 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 11.

Remarks by Mr. McElroy.

Roll call on Senate Bill No. 11:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Duffin and Moore—2.

Not voting—Mr. Speaker.

Senate Bill No. 11 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 94.

Remarks by Mr. McElroy.

Roll call on Assembly Bill No. 94.

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Duffin and Moore—2.

Not voting—Mr. Speaker.

Assembly Bill No. 94 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 89.

Remarks by Messrs. Taber, Phillips, and Grant.

Roll call on Assembly Bill No. 89.

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Duffin and Moore—2.

Not voting—Mr. Speaker.

Assembly Bill No. 89 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 12.

Roll call on Assembly Bill No. 12:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Duffin and Moore—2.

Not voting—Mr. Speaker.

Assembly Bill No. 12 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. Tavelle moved that the Assembly return to Order of Business No. 4.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 26 and 54 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

W. B. TAVELLE, *Chairman.*

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Concurrent Resolution No. 3 with the engrossed copy, finds the same correctly enrolled, and has this day delivered the same to the Secretary of State.

W. B. TAVELLE, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary 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, as amended.

Amend Assembly Joint Resolution No. 9, page 1, line 6, after the figure 19 strike out the balance of this resolution, and insert in lieu thereof the following:

All moneys payable to the State from whatever source shall be deposited in the designated fund in the State Treasury if and when the fund into which such moneys go is designated by Federal law or the Constitution and laws of the State of Nevada and, when no fund into which such moneys are to be deposited is so designated, then such moneys shall be deposited in the General Fund in the State Treasury, save and except grants and moneys allotted by the United States to the University of Nevada to be under the exclusive control of the Board of Regents thereof and moneys contributed for designated purposes to be handled exclusively by said Board of Regents; and also save and except moneys allotted to the State Highway Department or to the Board of Directors thereof, and escheated estates, gifts, bequests, and devises to the State or to some department of the State. No money shall be drawn from the State Treasury, except as above specified, but in consequence of appropriations

made by law and upon the warrant of the State Controller. 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.

J. F. McELROY, *Chairman.*

Mr. McElroy moved that the resolution be placed on the Speaker's desk and the amendment be printed.

Carried.

*Mr. Speaker:*

Your Committee of Washoe County Delegation has had Assembly Bills Nos. 99 and 107 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass. PETER A. BURKE, *Chairman.*

Mr. Burke requested permission to introduce a bill.

Permission granted.

#### INTRODUCTION AND FIRST READING

By Mr. Burke:

Assembly Bill No. 125—An Act to repeal an Act entitled "An Act for the prevention of cruelty to animals, defining certain terms and fixing the grade of crimes for violation thereof, and repealing certain sections of an Act entitled 'An Act concerning crimes and punishments, and repealing certain Acts relating thereto,'" approved March 17, 1911.

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

Carried.

Mr. Kelly moved that the Assembly recess to the call of the Chair.

Assembly in recess at 2:53 p. m.

#### HOUSE IN SESSION

At 4:08 p. m.

Mr. Speaker in the Chair.

Quorum present.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 110, 111, 113, 115, 117, 118, and 119, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Donnelly asked as a point of personal privilege that an article be read from the Mineral County Independent.

The article was read by the Chief Clerk.

Remarks by Mr. Boak.

Mr. Kelly moved that a vote of thanks be tendered to the special committee providing shades for the Assembly Chamber windows.

Remarks by Messrs. Henrichs and Monroe.

Carried.

Mr. Monroe moved that the Assembly return to Order of Business No. 4.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on State Printing has had Senate Bill No. 9 under consideration, and begs leave to return the bill to the Assembly with the recommendation that all action on the bill be rescinded, and that the bill be returned to the Committee on State Printing for further study.

WARREN L. MONROE, *Chairman.*

Mr. Monroe moved that the Assembly return to Order of Business No. 8.

## MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Monroe moved that the Assembly rescind all action taken on Senate Bill No. 9.

Remarks by Messrs. Monroe and Phillips.

Carried.

Mr. Monroe moved that Senate Bill No. 9 be rereferred to the Committee on State Printing.

Carried.

Mr. Kelly moved that the Assembly adjourn.

Carried.

Mr. Speaker declared the Assembly adjourn until Thursday, February 18, 1943, at 11 a. m.

Assembly adjourned at 4:17 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*



## THE THIRTY-SECOND DAY

CARSON CITY (Thursday), February 18, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker pro tem in the Chair.

Roll called.

All present except Messrs. Burke and Duffin, who were excused.

Prayer by the Chaplain, Monsignor H. J. Wientjes.

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

Carried.

There being no objections the Speaker and Chief Clerk signed Senate Bill No. 45.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copy of Assembly Concurrent Resolution No. 5, hereto attached, is a correct copy of the triplicate thereof in its possession.

DOUG TANDY, *Chairman.*

### PRESENTATION OF PETITIONS

In conformity with a resolution passed by the 1941 Legislature, your committee appointed as a fact-finding committee to investigate the State Highway Department begs leave to report its findings:

In the resolution one feature was stressed for the attention of the committee, that of existing inequalities in the salary scale of the Highway Department employees, particularly those in the lower brackets. Your committee has spent some time on the study of the pay rolls and the necessity for such a large personnel by the department. Of great assistance in our inquiry is a survey made by the American Society of Civil Engineers, at the instigation of the Board of Highway Directors of Nevada, on engineering positions and salaries in the Nevada Highway Department. This study was completed on October 17, 1940, shortly before the convening of the last session of the Legislature, and the recommendations contained in that survey were adopted by the Highway Board on January 14, 1941, with a gradual increase in the rates as recommended ordered by the Board. Practically all employees had been raised to the new rate by 1942.

Laboring people on the maintenance crews now receive \$6.44 and \$6.90 per day, and the foremen get \$7.47 per day. The number of employees of the department was not out of line with the duties assigned. Survey crews in the field were comparable in number to those in other States, and the maintenance crews in Nevada were not overmanned. The same is true of the engineering crews in the office.

With the outbreak of the war, and the necessary readjustments that followed in its wake, there was a cutting down of the highway force commensurate with a decrease in funds. Federal funds for use of the department in building and rebuilding roads were frozen. Military authorities have authorized work at the present time on U. S. 40 through the northern part of the State, and U. S. 91 through the southern part of the State, both of these routes having been designated as vital to military operations. All of the work since the war, however, has been curtailed. The personnel of the

department has been cut down considerably and a great many of the men from key positions in the department have been loaned to other agencies of the Government at much larger salaries than they were receiving in the department. The records of the department show that all of the personnel who went into the armed forces are on leave for military purposes and, in accordance with the Act of the Legislature, they will resume their jobs when they return from the service. In the past year, faced by the rising cost of living, the Highway Department Directors authorized an increase of approximately 15% in the salaries of all employees of the department with the exception of the Highway Engineer.

The ability of the department's personnel to carry out the duties of the State's largest agency becomes evident in the constant demand from war industries for the services of these men. Those who are left on the department's engineering staff have been able to carry on the work to the satisfaction of the Public Roads Administration, and the traveling public will give testimony to the highway system in Nevada, described by impartial motorists as the best in the Nation.

Secondary roads, and the lack of them, have been the subject of some criticism. Your committee has found that in the last biennium all secondary roads certified as acceptable to the Public Roads Administration, and amounting to forty-four (44) miles, have been built, while one hundred twenty-seven (127) miles of main highways, also acceptable to the Public Roads Administration, have been constructed.

Your committee feels that much of the criticism of the Highway Department has been directed at the Highway Engineer, who has been the victim of censure that should have been placed elsewhere. Although the situation does not exist today, there has been the practice in the past on the part of the Highway Board of Directors to use the Highway Engineer as a buffer for disgruntled job seekers. The Highway Engineer has taken this criticism in stride and has carried out the duties of the office in a manner that reflects credit to the State. Your committee respectfully suggests that the State Highway Engineer, instead of being retained on a day to day basis "at the pleasure of the Board," be appointed to a definite term of office.

We have attached hereto various curves indicating the employment classifications and wages paid for employees in the department. A copy of the report on reclassification is also appended for the information of those members of the Legislature who care to peruse it.

The resolution of the last Legislature which authorized the present committee specifically stated that no money was to be expended in making such an inquiry. That directive has been carried out, and the job of investigating an agency as large as the Highway Department is not a small one. The majority of the original members of that committee are not now members of the Legislature, and the work involved in the investigation has fallen upon the remaining committee members. We wish to acknowledge with grateful thanks the assistance we have received in securing the data for which we asked.

Respectfully submitted,

A. V. TALLMAN, *Chairman.*  
DENVER DICKERSON, *Member.*

Mr. Dickerson moved that the report of the fact-finding committee of the 1941 Legislature to investigate the Highway Department be printed in the records of the Journal, and that the report and findings be referred to the Committee on Roads and Highways.

Carried.

Mr. Boak moved that the Assembly convey their thanks and appreciation to the members of the joint committee who made the investigation.

A unanimous vote of thanks was given by the Assembly.

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. 14, which passed the Senate February 17, 1943, by the following vote: Yeas, 17; nays, none, after having been amended by adding a new section thereto to be known as section 3, and reading as follows: "Sec. 3. The allotment made under the provisions of this Act to the needy blind persons, so ordered by the County Commissioners of the respective counties, shall not in any manner be used to reduce any allowances to any needy blind person, but shall be in addition to the allowances made by the County Commissioners of the various counties, in accordance with the provisions of that certain Act of the Legislature of the State of Nevada entitled 'An Act to provide a relief fund in the several counties of the State of Nevada for the needy blind; providing for and prescribing the powers and duties of Boards of County Commissioners in every county,' approved February 25, 1925." Also, by adding before the word "This," line 31, page 2, the word and figure "Sec. 4."

Also, Senate Bill No. 24, which passed the Senate, as amended: Yeas, 17; nays, none. Amend section 1 by inserting in line 8, page 1, after the second word "be" the words "and to have been."

Also, Senate Bill No. 29, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 31, which passed, as amended: Yeas, 17; nays, none. Amend the title by striking therefrom the following: "being chapter 213 Statutes of Nevada." Amend section 1 by inserting the word "or" in line 3 after the comma following the word "automobiles." Amend section 11 by inserting the following after the word "herewith" in line 7, page 6: "including that certain Act entitled 'An Act for the better protection of motor-vehicle dealers, garage keepers, and automobile repairmen, and giving them a lien on motor vehicles for supplies, accessories, repairs, and labor, and making it a misdemeanor to incur a bill on a motor vehicle without the consent of the owner,' approved March 24, 1917, and being sections 3772 to 3779, both inclusive, N. C. L. 1929."

Also, the following Senate bills, which passed the Senate by the votes respectively indicated: No. 32, yeas, 17; nays, none; No. 34, yeas, 17; nays, none; No. 35, yeas, 17; nays, none.

Also, Senate Joint Resolution No. 1, which passed the Senate: Yeas, 17; nays, none.

Also, I have the honor herewith to return to your honorable body the following Assembly bills, which passed the Senate by the votes respectively indicated: No. 16, yeas, 17; nays, none; No. 67, yeas, 17; nays, none; No. 44, yeas, 17; nays, none.

BETTY MILLS,

*Assistant Secretary of the Senate.*

INTRODUCTION AND FIRST READING

By Mr. Smith:

Assembly Bill No. 126—An Act to amend section 4782, Nevada Compiled Laws 1929, 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, together with the Acts amendatory thereof or supplemental thereto.

Mr. Smith moved that 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. Jepson requested permission to introduce a bill.

Permission granted.

By Mr. Jepson:

Assembly Bill No. 127—An Act authorizing the Board of Directors of the State Orphans' Home of the State of Nevada to convey to the Department of Highways of said State all its right, title, and use of certain State lands situated in Ormsby County, now under the jurisdiction of said Board of Directors.

Mr. Jepson moved that 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.

Pursuant to previous notice, Mr. Crawford introduced a resolution.

By Mr. Crawford:

Assembly Joint Resolution No. 18, relative to amending section 3 of article I, sections 5 and 9 of article II, sections 1, 2, 3, 4, 5, 6, 7, 8, 12, 13, 14, 15, 16, 18, 23, 25, 28, 33, and 35 of article IV, sections 3, 4, 9, 17, and 20 of article V, section 2 of article VI, sections 1 and 3 of article VII, section 13 of article XV, sections 1 and 2 of article XVI, and section 9 of article XVII, and repealing section 34 of article IV, section 11 of article V, section 6 of article XV, and sections 6, 10, 11, and 12 of article XVII, and by adding to article IV a new section, to be known as section 36, of the Constitution of the State of Nevada.

*Resolved by the Assembly and the Senate of the State of Nevada,* That the Constitution of the State of Nevada be amended by amending the hereinafter-stated sections and articles thereof, by repealing certain sections hereinafter named and specified, and by adding to the Constitution the section of an article thereof as hereinafter set forth, that is to say:

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; *provided*, the Legislature, by a law passed by a two-thirds vote of all the members elected thereto, may require a unanimous verdict, notwithstanding this provision."

That section 5 of article II of the Constitution of the State of Nevada be amended to read as follows:

"SEC. 5. All elections by the people shall be by ballot, and all elections by the Legislature shall be '*viva voce*.'"

That section 9 of article II of the Constitution of the State of Nevada be amended to read as follows:

"SEC. 9. Every public officer in the State of Nevada is subject, as herein provided, to recall from office by the qualified electors of the State, or of the county, district, or municipality from which he was elected. For this purpose not less than twenty-five percent (25%) of the qualified electors who vote in the State or in the county, district, or municipality electing said officer, at the preceding election, for Justice of the Supreme Court, shall file their petition in the manner herein provided, demanding his recall by the people; they shall set forth in said petition, in not exceeding two hundred (200) words, the reasons why said recall is demanded. If he shall offer his resignation it shall be accepted and take effect on the day it is offered, and the vacancy thereby caused shall be filled in the manner provided by law. If he shall not resign within five (5) days after the petition is filed, a special election shall be

ordered to be held within twenty (20) days after the issuance of the call therefor, in the State or county, district, or municipality electing said officer, to determine whether the people will recall said officer. On the ballot at said election shall be printed verbatim as set forth in the recall petition, the reasons for demanding the recall of said officer, and in not more than two hundred (200) words the officer's justification of his course in office. He shall continue to perform the duties of his office until the result of said election shall be finally declared. Other candidates for the office may be nominated to be voted for at said special election. The candidate who shall receive the highest number of votes at said special election shall be deemed elected for the remainder of the term, whether it be the person against whom the recall petition was filed, or another. The recall petition shall be filed with the officer with whom the petition for nomination to such office shall be filed, and the same officer shall order the special election when it is required. No such petition shall be circulated or filed against any officer until he has actually held his office six (6) months, save and except that it may be filed against a member of the Legislature at any time after ten (10) days from the beginning of the first session after his election. After one such petition and special election, no further recall petition shall be filed against the same officer during the term for which he was elected, unless such further petitioners shall pay into the public treasury from which the expenses of said special election have been paid, the whole amount paid out of said public treasury as expenses for the preceding special election. Such additional legislation as may aid the operation of this section shall be provided by law."

That section 1 of article IV of the Constitution of the State of Nevada be amended to read as follows:

"SECTION 1. The legislative authority of this State shall be vested in a Legislature, 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:

"SEC. 2. The sessions of the Legislature shall be biennial, 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:

"SEC. 3. No person shall be eligible to be elected a member of the Legislature who is not a qualified elector of this State and the county in which he resides, and who, at the time of such election, has not attained the age of thirty years, and who shall not have been a citizen resident of this State and of the county for two years next preceding the election."

That section 4 of article IV of the Constitution of the State of Nevada be amended to read as follows:

"SEC. 4. At the first biennial election next after the adoption of this section, the members of the Legislature shall be chosen by the qualified electors of the respective counties of the State, and their term of office shall be four years for one member from each county and two years for each additional member of such county, and at each subsequent biennial election thereafter one member in each county shall be elected for four years and the additional member or members two years; *provided*, that at the first biennial election next after the adoption of this section, Senators elected under the prior constitutional provisions whose terms of office have not expired shall be deemed to have been elected members of the Legislature under this section for a term of two years, and their respective counties shall elect only the additional member or members of their representation."

That section 5 of article IV of the Constitution of the State of Nevada be amended to read as follows:

"SEC. 5. Members of the Legislature shall be apportioned among the different counties as follows, that is to say: Churchill County, two members;

Clark County, six members; Douglas County, one member; Elko County, four members; Esmeralda County, one member; Eureka County, one member; Humboldt County, two members; Lander County, one member; Lincoln County, two members; Lyon County, two members; Mineral County, two members; Nye County, two members; Ormsby County, one member; Pershing County, one member; Storey County, one member; Washoe County, twelve members; White Pine County, four members; and such apportionment shall be the legislative apportionment until otherwise provided by law; *provided*, the number of members of the Legislature shall never exceed fifty; *provided*, no county shall have less than one member in its representation."

That section 6 of article IV of the Constitution of the State of Nevada be amended to read as follows:

"SEC. 6. The Legislature shall judge of 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:

"SEC. 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:

"SEC. 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:

"SEC. 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 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:

"SEC. 13. A majority of all 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 Legislature may prescribe."

That section 14 of article IV of the Constitution of the State of Nevada be amended to read as follows:

"SEC. 14. The Legislature shall keep a journal of its 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 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:

"SEC. 15. The doors of the legislative hall shall be kept open during the session of the Legislature, and it shall not adjourn for more than three days during any session, except it may adjourn *sine die*, nor may it adjourn to any other place than that in which the Legislature may be holding its session."

That section 16 of article IV of the Constitution of the State of Nevada be amended to read as follows:

"SEC. 16. All bills, except laws initiated by the people, shall originate in the Legislature."

That section 18 of article IV of the Constitution of the State of Nevada be amended to read as follows:

"SEC. 18. Every bill shall be read by sections on three 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 joint resolution shall be taken by yeas and nays, to be entered on the Journal of the Legislature; and a majority of all the members elected thereto shall be necessary to pass every bill or joint resolution, and all bills or joint resolutions so passed shall be signed by the presiding officer of the Legislature."

That section 23 of article IV of the Constitution of the State of Nevada be amended to read as follows:

"SEC. 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 25 of article IV of the Constitution of the State of Nevada be amended to read as follows:

"SEC. 25. The Legislature shall establish a system of county and township government which shall be uniform throughout the State."

That section 28 of article IV of the Constitution of the State of Nevada be amended to read as follows:

"SEC. 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 a 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."

That section 33 of article IV of the Constitution of the State of Nevada be amended to read as follows:

"SEC. 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 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."

That section 34 of article IV of the Constitution of the State of Nevada be, and the same is, hereby repealed.

That section 35 of article IV of the Constitution of the State of Nevada be amended to read as follows:

"SEC. 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, which shall cause such objections to be entered upon its Journal and 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 thereto, 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 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 thereof, it shall become a law."

That article IV of the Constitution of the State of Nevada be amended by adding thereto an additional section to be known as section 37.

"Sec. 37. The compensation and perquisites of the members of the Legislature and the attachés thereof shall be the compensation allowed by law at the time of the taking effect of this section for members of the former Assembly, and until otherwise provided by law."

That section 3 of article V of the Constitution of the State of Nevada be amended to read as follows:

"Sec. 3. No person shall be eligible to the office of Governor who is not a qualified elector, and who, at the time of such election, has not attained the age of thirty-five years, and who, except at the first election under this Constitution, shall not have been a citizen resident of this State for two years next preceding the election."

That section 4 of article V of the Constitution of the State of Nevada be amended to read as follows:

"Sec. 4. The returns of every election for United States Senator and Member of Congress, district, and State officers, and for and against any questions submitted to the electors of the State of Nevada, voted for at the general election, shall be sealed up and transmitted to the seat of government, directed to the Secretary of State, and the Chief Justice of the Supreme Court, and the Associate Justices, or a majority thereof, shall meet at the office of the Secretary of State, on a day to be fixed by law, and open and canvass the election returns for United States Senator and Member of Congress, district and State officers, and for and against any questions submitted to the electors of the State of Nevada, and forthwith declare the result and publish the names of the persons elected and the results of the vote cast upon any question submitted to the electors of the State of Nevada. The persons having the highest number of votes for the respective offices shall be declared elected, but in case any two or more have an equal and the highest number of votes for the same office, the Legislature shall elect one of said persons to fill said office."

That section 9 of article V of the Constitution of the State of Nevada be amended to read as follows:

"Sec. 9. The Governor may, on extraordinary occasions, convene the Legislature by proclamation, and state thereto, when organized, the purpose for which they have been convened, and the Legislature shall transact no legislative business except that for which they were especially convened, or such other legislative business as the Governor may call to the attention of the Legislature while in session."

That section 11 of article V of the Constitution of the State of Nevada be, and the same is, hereby repealed.

That section 17 of article V of the Constitution of the State of Nevada be amended to read as follows:

"Sec. 17. A Lieutenant Governor shall be elected at the same time and places, and in the same manner as the Governor, and his term of office and his eligibility shall also be the same. If, during a vacancy of the office of Governor, the Lieutenant Governor shall be impeached, displaced, resign, die, or become incapable of performing the duties of the office, or be absent from the State, the Secretary of State shall act as Governor until the vacancy be filled or the disability cease."

That section 20 of article V of the Constitution of the State of Nevada be amended to read as follows:

"Sec. 20. The Secretary of State shall keep a true record of the official acts of the legislative and executive departments of the Government, and shall, when required, lay the same, and all matters relative thereto, before the Legislature."

That section 2 of article VI of the Constitution of the State of Nevada be amended to read as follows:

"Sec. 2. The Supreme Court shall consist of a Chief Justice and two Associate Justices, a majority of whom shall constitute a quorum; *provided*, that the Legislature, by a majority of all the members elected thereto, may provide for the election of two additional Associate Justices, and if so increased, three shall constitute a quorum. The concurrence of a majority of the whole court shall be necessary to render a decision."



That section 1 of article VII of the Constitution of the State of Nevada be amended to read as follows:

"SECTION 1. The Legislature shall have the sole power of impeaching. The concurrence of a majority of all the members elected shall be necessary to an impeachment. All impeachments shall be tried by the Legislature, and, when sitting for that purpose, the legislators shall be upon oath or affirmation to do justice according to law and evidence. The Chief Justice of the Supreme Court shall preside over the Legislature while sitting to try the Governor or Lieutenant Governor upon impeachment. No person shall be convicted without the concurrence of two-thirds of the legislators elected."

That section 3 of article VII of the Constitution of the State of Nevada be amended to read as follows:

"SEC. 3. For any reasonable cause, to be entered on the Journal of the Legislature, which may or may not be sufficient grounds for impeachment, the Chief Justice and Associate Justices of the Supreme Court and Judges of the District Courts shall be removed from office on the vote of two-thirds of the members elected to the Legislature, and the justices or judge complained of shall be served with a copy of the complaint against him, and shall have an opportunity of being heard in person, or by counsel, in his defense; *provided*, that no member of the Legislature shall be eligible to fill the vacancy occasioned by such removal."

That section 6 of article XV of the Constitution of the State of Nevada be, and the same is, hereby repealed.

That section 13 of article XV of the Constitution of the State of Nevada be amended to read as follows:

"SEC. 13. The enumeration of the inhabitants of this State shall be taken under the direction of the Legislature, if deemed necessary, in A. D. eighteen hundred and sixty-five, A. D. eighteen hundred and sixty-seven, A. D. eighteen hundred and seventy-five, and every ten years thereafter; and these enumerations, together with the census that may be taken under the direction of the Congress of the United States in A. D. eighteen hundred and seventy, and every subsequent ten years, shall serve as the basis of representation in the Legislature."

That section 1 of article XVI of the Constitution of the State of Nevada be amended to read as follows:

"SECTION 1. Any amendment or amendments to this Constitution may be proposed in the Legislature; and if the same shall be agreed to by a majority of all the members elected thereto, such proposed amendment or amendments shall be entered on the Journal with the yeas and nays taken thereon, and referred to the Legislature then next to be chosen, and shall be published for three months next preceding the time of making such choice. And if, in the Legislature next chosen as aforesaid, such proposed amendment or amendments shall be agreed to by a majority of all the members elected thereto, then it shall be the duty of the Legislature to submit such proposed amendment or amendments to the people in such manner and at such time as the Legislature shall prescribe; and if the people shall approve and ratify such amendment or amendments by a majority of the electors qualified to vote for members of the Legislature voting thereon, such amendment or amendments shall become a part of the Constitution."

That section 2 of article XVI of the Constitution of the State of Nevada be amended to read as follows:

"SEC. 2. If at any time the Legislature, by a vote of two-thirds of its duly elected members, shall determine that it is necessary to cause a revision of this entire Constitution, they shall recommend to the electors, at the next election for members of the Legislature, to vote for or against a convention, and if it shall appear that a majority of the electors voting at such election shall have voted in favor of calling a convention, the Legislature shall, at its next session, provide by law for calling a convention to be holden within six months after the passage of such law; and such convention shall consist of a number of members not less than that of the Legislature. In determining what is a majority of the electors voting at such election, reference shall be

had to the highest number of votes cast at such election for the candidates for any office or on any question."

That section 9 of article 17 of the Constitution of the State of Nevada be amended to read as follows:

"SEC. 9. The members of the Legislature to be elected at the first election under this Constitution shall draw lots, so that the term of one-half of the number, as nearly as may be, shall expire on the day succeeding the general election in A. D. nineteen hundred and forty-nine, and the term of the other half shall expire on the day succeeding the general election in A. D. nineteen hundred and fifty-one; *provided*, that in drawing lots for all legislative terms, the legislative representation shall be allotted so that in the counties having two or more legislators, the terms thereof shall be divided, as nearly as may be, between the long and short terms."

That section 6 of article XVII of the Constitution of the State of Nevada be, and the same is, hereby repealed.

That section 10 of article XVII of the Constitution of the State of Nevada be, and the same is, hereby repealed.

That section 11 of article XVII of the Constitution of the State of Nevada be, and the same is, hereby repealed.

That section 12 of article XVII of the Constitution of the State of Nevada be, and the same is, hereby repealed.

Mr. Crawford 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. Donnelly:

Assembly Bill No. 128—An Act authorizing and directing the Board of Directors of the Department of Highways of the State of Nevada, to convey certain State property to Charles N. Johnson.

Mr. Donnelly moved that 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. 14.

Mr. Kelly moved that 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. 24.

Mr. Kelly moved that 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. Kelly moved that 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. Kelly moved that 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. 22.

Mr. Kelly moved that 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. 34.

Mr. Kelly moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Mineral County Delegation.

Carried.

Senate Bill No. 35.

Mr. Kelly moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Mineral County Delegation.

Carried.

Senate Joint Resolution No. 1.

Mr. Kelly 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 Joint Resolution No. 7.

Mr. Monroe moved the adoption of the committee amendment to the resolution.

Amendment adopted.

Remarks by Mr. Kleppe.

Roll call on Assembly Joint Resolution No. 7:

YEAS—Allen, Bastian, Berney, Boak, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Burke, Duffin, and Mr. Speaker—3.

Assembly Joint Resolution No. 7 having received a constitutional majority, Mr. Speaker pro tem declared it adopted, as amended.

Assembly Bill No. 107.

Remarks by Mr. Boak.

Mr. Boak moved that section 1 be amended, page 3, line 9, strike the word "shall" and substitute therefor the word "may."

Remarks by Mr. Grant.

Amendment lost.

Remarks by Mr. Allen.

## Roll call on Assembly Bill No. 107 :

YEAS—Allen, Bastian, Berney, Boak, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—36.

NAYS—None.

Absent—Burke, Duffin, and Mr. Speaker—3.

Not voting—Monroe.

Assembly Bill No. 107 having received a constitutional majority, Mr. Speaker pro tem declared it passed.

## Assembly Bill No. 99.

Remarks by Mr. Kleppe.

## Roll call on Assembly Bill No. 99 :

YEAS—Allen, Bastian, Berney, Boak, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—36.

NAYS—None.

Absent—Burke, Duffin, Henrichs, and Mr. Speaker—4.

Assembly Bill No. 99 having received a constitutional majority, Mr. Speaker pro tem declared it passed.

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

Carried.

Assembly in recess at 11:45 a. m.

## HOUSE IN SESSION

At 2:04 p. m.

Mr. Speaker in the Chair.

Quorum present.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 120 and 123, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

*Mr. Speaker:*

Your Committee on Public Morals has had Assembly Bills Nos. 93 and 100 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

AMBROSE M. MURPHY, *Chairman.*

*Mr. Speaker:*

Your Committee on Education has had Assembly Bills Nos. 110 and 112 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

A. C. GRANT, *Chairman.*

*Mr. Speaker:*

Your Committee on Federal Relations has had Assembly Joint Resolution No. 13 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 of Lyon County Delegation has had Assembly Bill No. 111 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

FRED STROSNIDER, *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. 5, which this day was adopted by the Senate.

BETTY MILLS,

*Assistant Secretary of the Senate.*

Mr. Phillips moved that the Assembly return to Order of Business No. 8.

MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Phillips:

Assembly Resolution No. 16:

*Resolved by the Assembly,* That if and when the Senate concurs in Assembly Concurrent Resolution No. 5, that the Chief Clerk be, and he is hereby, authorized and directed to telegraph the concurrent resolution to Madame Chiang Kai-Shek in care of the Chinese Embassy in Washington, D. C., and to forward an enrolled copy of same by mail.

Mr. Phillips moved the adoption of the resolution.

Resolution adopted.

Mr. McElroy moved that Senate Bill No. 24, now in the Committee on Judiciary, be returned to the Chief Clerk's desk and referred to the Committee on State Printing.

Carried.

Mr. Kelly moved that the Assembly recess to the call of the Chair.

Carried.

Assembly in recess at 2:10 p. m.

HOUSE IN SESSION

At 3:25 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee of Mineral County Delegation has had Senate Bill No. 34 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend as follows: Page 2, amend section 1 by striking line 11, starting with the word "during," and all of lines 12, 13, and 14, and adding in lieu thereof the following: "appoint a Deputy Clerk and Ex Officio Treasurer at a salary not to exceed five dollars per day, as the duties of the office may require, and such other clerical help as the Board of County Commissioners may authorize."

Also, Senate Bill No. 35, and reports favorably on the same, with the recommendation that it do pass.

HAYES DONNELLY, *Chairman.*

Mr. Kelly moved that the Assembly adjourn.

Carried.

Mr. Speaker declared the Assembly adjourn until Friday, February 19, 1943, at 11 a. m.

Assembly adjourned at 3:28 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*

## THE THIRTY-THIRD DAY

CARSON CITY (Friday), February 19, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Duffin and Johnson, who were excused.

Prayer by the Chaplain, Monsignor H. J. Wientjes.

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

Carried.

There being no objections, the Speaker and Chief Clerk signed Assembly Bills Nos. 16, 44, and 67, and Assembly Concurrent Resolution No. 5.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 121 and 122, hereto attached, are correct copies of the triplicates thereof in its possession. We suggest that certain transpositions therein be made by the Assembly on their third reading.

Also, that bound copies of Assembly Bills Nos. 98, 116, 125, and 124, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Senate Bill No. 14 and Assembly Bill No. 82 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

H. L. COVINGTON, *Chairman.*

Mr. Speaker pro tem in the Chair.

### 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. 8, which passed the Senate, as amended, by the following vote: Yeas, 17; nays, none.

Amend section 2 by rewriting subparagraph (c), lines 12 to 18, inclusive, page 2, as follows:

"(c) Has been called from his employment, but who by reason of physical disability, or for any other reason, has not been inducted into the military service of the United States, and if such person is still qualified to perform the duties of the position vacated, and makes application for reemployment within forty (40) days after he is relieved from such training or service."

Further amend section 2 by striking the words "elective or," in line 24, page 2, and by adding a new subdivision to follow subdivision (2) to read as follows:

"(3) If such position was an elective officer of the State or any political subdivision thereof, such person shall be restored to such position, status, and pay at any time during the term for which he was elected, as provided herein."

Amend section 5 by striking the word "in," line 26, page 3, and substituting

in place thereof the words "who may hereafter enter"; also, by striking the word "may," line 32, page 3, and substituting the word "shall"; also by striking the words "Any person appointed to fill the temporary vacancy," line 4, page 4, and substituting the words "Any person so appointed," and by striking the words "while his office is temporarily vacated," lines 9 and 10, page 4, and substituting the words "during the continuance thereof, and no such officer shall have any claim therefor."

Also, to return to your honorable body Assembly Bill No. 23, which passed the Senate February 18, 1943, by the following vote: Yeas, 17; nays, none.

Also, to return Assembly Bill No. 36, which passed the Senate, February 18, 1943, as amended, by the following vote: Yeas, 16; nays, 1. Amend section 1 by inserting the word "annually" after the word "paid" in line 6, page 2.

Also, to return Assembly Joint Resolution No. 6, which passed the Senate February 18, 1943, by the following vote: Yeas, 17; nays, none.

Also, to return Assembly Concurrent Resolution No. 4, which was adopted by the Senate on February 18, 1943.

BETTY MILLS.

*Assistant Secretary of the Senate.*

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. White moved that Assembly Bill No. 93, now on general file, be withdrawn and rereferred to the Committee on Public Morals.

Carried.

Mr. Boak moved that the Assembly concur in the Senate amendment to Assembly Bill No. 36.

Carried.

By Mr. Dickerson:

Assembly Concurrent Resolution No. 6, to establish the policy of requiring State elective officers whose office is established by the Constitution, or by statute to be at the State capital, to establish their residence at said State capital.

WHEREAS, The Constitution of Nevada and the statutes of the State establish Carson City as the place where certain elective officers shall maintain their offices; and

WHEREAS, The people of the State would be more conveniently served if they could find such officers in residence at the capital city; and

WHEREAS, The present war effort includes the conservation of automobile tires and gasoline which certain elective officers are using in commuting between Reno and their place of work; now, therefore, be it

*Resolved by the Assembly of the State of Nevada, the Senate concurring,* That it is the consensus of opinion of the Forty-first Legislature that all elective State officials should reside at the State capital in Carson City, if the Constitution or any statute establishes the capital city as their official headquarters.

Mr. Dickerson moved the adoption of the resolution.

Remarks by Messrs. Burke, Dickerson, Phillips, Kelly, and Covington.

Resolution adopted.

Remarks by Mr. Murphy.

Mr. Speaker in the Chair.

Mr. Smith moved that the rules be suspended, and he be permitted to introduce a bill.

Carried.

## INTRODUCTION AND FIRST READING

By Committee on Ways and Means:

Assembly Bill No. 129—An Act to amend an Act entitled "An Act creating a board to be known as the State Planning Board, defining its duties, powers, and jurisdiction, and making an appropriation for the expenses thereof, and other matters properly relating thereto," approved March 22, 1937.

Mr. Covington moved that 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. Smith:

Assembly Bill No. 130—An Act authorizing the County Treasurer and the County Auditor of White Pine County, of the State of Nevada, to transfer certain funds now in the treasury of said county.

Mr. Smith moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of White Pine County Delegation.

Carried.

By Mr. Jepson:

Assembly Bill No. 131—An Act authorizing and directing County Commissioners to appoint chief election inspectors for each precinct within their county having two hundred (200) or more registered voters, providing the duties and compensation of such inspectors, and other matters relating thereto.

Mr. Jepson moved that 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 Committee on Federal Relations:

Assembly Joint Resolution No. 19, protesting favoritism for youth of Japanese extraction in the advantages of higher education.

WHEREAS, Upon the shoulders of American boys, eighteen years of age or over, has been placed the responsibility of forming a part of the armed forces engaged in the present titanic struggle for world liberty. They are proud to accept this responsibility, and their parents and loved ones are proud to share it with them; and

WHEREAS, Apart from the physical aspects of the sacrifice our younger men are thus called upon to make, is the matter of their education. It is a serious and a momentous thing, to them and to their country, to interrupt, perhaps to prevent, their academic and professional training. This, of course, was well understood when the policy was considered of including 'teen age men in the draft, and was waived only from necessity; and

WHEREAS, It now appears that it is the purpose of the War Relocation Authority of the United States to accord eligibility to some twenty-five hundred young Japanese-American students, located in war relocation centers, to leave such centers and enter any of a large number of colleges and universities—in other words, to accord the privileges of higher education to a group of young people, citizens by virtue of their birth in this country, whose loyalty and patriotism are rendered doubtful because of their racial extraction, thereby unfitting them to be soldiers, while denying a similar opportunity to our own young men of unquestioned loyalty; and



WHEREAS, That Japanese-American young men will pay their own way is no justification for such discrimination. Our young men also pay their way, and it is to the credit of American courage and determination that many of them pay their way under the most difficult circumstances; and

WHEREAS, It is admitted that practically all of the Japanese-Americans to whom higher education is to be afforded are physically fit and capable of performing services which would be useful to the war effort, where their patriotism might be demonstrated without placing them in a position where possible disloyalty might be perilous; now, therefore, be it

*Resolved by the Assembly of the State of Nevada, the Senate concurring,* That steps be taken, through executive intervention or order, or by means of legislation if necessary, to prevent according to Japanese-American youths the privilege of leaving concentration centers and securing an education in American colleges and universities while the same privilege is denied to loyal American young men called to military service; and be it further

*Resolved,* That no discrimination be shown in the matter of educational advantages, between America's young citizens, of whatever race or nationality—in short, while young men of undoubted loyalty and Caucasian extraction are required to serve in the armed forces, that these young men of Japanese ancestry, and less certain loyalty, be given opportunity to serve the war effort in ways in which their racial extraction will prove no impediment; and be it further

*Resolved,* That if any Japanese-American youths have already been given the privilege of attending colleges and universities, they be returned to their relocation camps; and be it further

*Resolved,* That the Secretary of State of the State of Nevada send certified copies of this resolution to the President of the United States and to the Senators and Representative of Nevada in Congress.

Mr. Monroe 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.

There being no objections, the Speaker and Chief Clerk signed Senate Bills Nos. 11 and 22.

GENERAL FILE AND THIRD READING

Assembly Bill No. 110.

Remarks by Mr. Monroe.

Roll call on Assembly Bill No. 110:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Duffin and Johnson—2.

Not voting—Mr. Speaker.

Assembly Bill No. 110 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 112.

Remarks by Mr. Taber.

Roll call on Assembly Bill No. 112:

YEAS—Allen, Bastian, Berney, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Kelly, Kleppe,

Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, and Woods—34.

NAYS—None.

Absent—Duffin and Johnson—2.

Not voting—Boak, Sharp, Stark, and Mr. Speaker—4.

Assembly Bill No. 112 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Joint Resolution No. 13.

Remarks by Mr. Fisher.

Roll call on Assembly Joint Resolution No. 13 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Duffin and Johnson—2.

Not voting—Mr. Speaker.

Assembly Joint Resolution No. 13 having received a constitutional majority, Mr. Speaker declared it adopted.

Assembly Bill No. 100.

Remarks by Mr. Ryan.

Roll call on Assembly Bill No. 100 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Hall, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—35.

NAYS—None.

Absent—Duffin, Grant, and Johnson—3.

Not voting—Sharp and Mr. Speaker—2.

Assembly Bill No. 100 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 111.

Remarks by Mr. Strosnider.

Roll call on Assembly Bill No. 111 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Hall, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—36.

NAYS—None.

Absent—Duffin, Grant, and Johnson—3.

Not voting—Mr. Speaker.

Assembly Bill No. 111 having received a constitutional majority, Mr. Speaker declared it passed.

There being no objections, the Speaker and Chief Clerk signed Senate Bill No. 5.

Senate Bill No. 34.

Mr. Donnelly moved the adoption of the committee amendment to section 1.

Amendment adopted.

Remarks by Messrs. Donnelly, Kelly, and Monroe.

Roll call on Senate Bill No. 34 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Duffin and Johnson—2.

Not voting—Mr. Speaker.

Senate Bill No. 34 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Senate Bill No. 35.

Remarks by Mr. Donnelly.

Roll call on Senate Bill No. 35 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Duffin and Johnson—2.

Not voting—Mr. Speaker.

Senate Bill No. 35 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. 16, 44, and 67 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

W. B. TAVELLE, *Chairman.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 79 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 3, page 2, line 1, by striking out the words and figures "eight hundred seventy-five (\$875)," and inserting in lieu thereof the words and figures "five thousand seventy-five (\$5,075)." Page 2, line 3, insert after the figures "1943" the words and figures "and the biennium ending June 30, 1945."

H. L. COVINGTON, *Chairman.*

*Mr. Speaker:*

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

W. B. TAVELLE, *Chairman.*

#### INTRODUCTION AND FIRST READING

Senate Bill No. 8.

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

Carried.

Assembly in recess at 11:57 a. m.

## HOUSE IN SESSION

At 1:08 p. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Kelly moved that the Assembly adjourn until Tuesday, February 23, 1943, at 11 a. m., and that it do so in honor of the memory of George Washington.

Carried.

Assembly adjourned at 1:10 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*

THE THIRTY-SEVENTH DAY

CARSON CITY (Tuesday), February 23, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Mr. Carlson, who was excused.

Prayer by the Chaplain, Reverend A. S. Kean.

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

Carried.

MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Bill No. 2, which passed the Senate this day by the following vote: Yeas, 14; nays, none; absent, 3.

Also, Assembly Bill No. 29, which passed: Yeas, 16; nays, none; absent, 1.

Also, Assembly Bill No. 37, which passed, as amended: Yeas, 16; nays, none; absent, 1. Amend section 1, line 1, page 1, by inserting after the word "Act" the words and figures "being chapter 232, 1931 Statutes 442."

Also, Assembly Bill No. 80, which passed: Yeas, 16; nays, none; absent, 1.

Also, to present for your consideration Senate Bill No. 27, which passed, as amended: Yeas, 15; nays, none; absent, 2. Amend section 4 by striking all of said section following the figures "1945," in line 22, page 2, and substituting in lieu thereof a period following said figures "1945." Amend section 1, page 1, line 1, by inserting after the word "Act" the words and figures "being chapter 159, Statutes of Nevada 1939, page 238."

Also, Senate Bill No. 44, which passed: Yeas, 15; nays, none; absent, 2.

BETTY MILLS,

*Assistant Secretary of the Senate.*

Mr. Boak moved that the Assembly do concur in the Senate amendment to Assembly Bill No. 37.

Carried.

MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Grant:

Assembly Concurrent Resolution No. 7:

*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 return to the Assembly, for further consideration, Assembly Bill No. 54.

Mr. Grant moved the adoption of the concurrent resolution.

Concurrent resolution adopted.

INTRODUCTION AND FIRST READING

Senate Bill No. 27.

Mr. Covington moved that 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. 44.

Mr. McElroy moved that 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. 14.

Remarks by Messrs. Kleppe and Boak.

Roll call on Senate Bill No. 14:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—36.

NAYS—None.

Absent—Carlson, Kelly, and Ryan—3.

Not voting—Mr. Speaker.

Senate Bill No. 14 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 82.

Remarks by Mr. Grant.

Roll call on Assembly Bill No. 82.

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Carlson.

Not voting—Kelly and Mr. Speaker—2.

Assembly Bill No. 82 having received a constitutional majority, Mr. Speaker declared it passed and the preamble adopted.

Assembly Bill No. 79.

Mr. Covington moved the adoption of the committee amendments to section 3.

Remarks by Messrs. Covington and Grant.

Amendments adopted.

Roll call on Assembly Bill No. 79:

YEAS—Allen, Bastian, Boak, Capurro, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tavelle, White, and Woods—32.

NAYS—Berney, Johnson, and Stark—3.

Absent—Burke and Carlson—2.

Not voting—Henrichs, Tandy, and Mr. Speaker—3.

Assembly Bill No. 79 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Remarks by Messrs. Phillips and Covington.

Mr. Kelly moved that the Assembly return to Order of Business No. 8.

MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Kelly :

Assembly Resolution No. 17 :

*Resolved by the Assembly of the State of Nevada,* That the following-named person, to wit, Beach Pruett, be employed as a page at a salary of four dollars (\$4) per day in the Assembly of the Forty-first Session of the Nevada Legislature, effective February 23, 1943.

Mr. Kelly moved the adoption of the resolution.

Resolution adopted.

Remarks by Messrs. Phillips and Kelly.

Assembly in recess at 11:33 a. m.

HOUSE IN SESSION

At 11:49 a. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on State Printing has had Senate Bill No. 24 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 favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Senate Bill No. 9, page 1, line 7, by adding a comma after the word "weeks" and insert after the comma the words "being three publications, one week apart."

WARREN L. MONROE, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bill No. 101 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. F. McELROY, *Chairman.*

Mr. Kelly moved the Assembly recess until 2 p. m.

Carried.

Assembly in recess at 11:51 a. m.

HOUSE IN SESSION

At 2:17 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 126, 127, 128, 129, 130, and 131, Assembly Concurrent Resolution No. 6, and Assembly Joint Resolution No. 18, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

*Mr. Speaker:*

Your Committee of Washoe County Delegation has had Assembly Bill No. 30 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend sections 1, 2, and 5 of

Assembly Bill No. 30, page 1, line 6 of the printed bill, strike out the word "six" after the word "thousand," and insert in lieu thereof the word "three." Page 2, lines 1 and 2, strike out the words "three thousand," and insert in lieu thereof the words "two thousand seven hundred." Page 2, lines 32 and 33, strike out the words "four thousand two hundred," and insert in lieu thereof the words "three thousand nine hundred."

PETER A. BURKE, *Chairman.*

*Mr. Speaker:*

Your Committee on Public Parks has had Assembly Bill No. 60 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

FRED PHILLIPS, *Chairman.*

Mr. Duffin moved that Assembly Bill No. 60, now on the Chief Clerk's desk, be referred to the Committee on Ways and Means.

Carried.

Mr. Ryan moved that the Assembly return to Order of Business No. 10.

Carried.

#### INTRODUCTION AND FIRST READING

By Committee on Labor:

Assembly Bill No. 132—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.

Mr. Ryan moved that 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 Committee on Judiciary.

Assembly Bill No. 133—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 1931, 1915, 1919, 1937, 1939, and 1941, by amending section 42.

Mr. McElroy moved that 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. Grant moved that the rules be suspended, and he be permitted to introduce a bill.

Carried.

By Mr. Grant:

Assembly Bill No. 134—An Act authorizing State agencies, officers, or departments to purchase automobiles for the use of their several activities to an amount not to exceed fifteen hundred (\$1,500) dollars during the duration of the war, and repealing Acts or parts of Acts in conflict herewith.



Mr. Grant moved that 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. Kelly moved that the Assembly recess to the call of the Chair.

Carried.

Assembly in recess at 2:23 p. m.

### HOUSE IN SESSION

At 4:40 p. m.

Mr. Speaker in the Chair.

Quorum present.

### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Bill No. 45, which passed the Senate this day by the following vote: Yeas, 17; nays, none.

Also, Assembly Substitute for Assembly Bill No. 25, which passed: Yeas, 16; nays, 1.

Also, Assembly Bill No. 59, which passed, as amended: Yeas, 17; nays, none. Amend section 1, page 2, lines 2 and 3, by striking the word and figure "October 1," and inserting in lieu thereof the word and figures "September 15."

Also, Assembly Bill No. 65, which this day passed the Senate, as amended, by the following vote: Yeas, 16; nays, 1. Amend section 1 by eliminating the comma after the word "only" in line 6, page 2, and inserting in lieu thereof the words "when in use for the transportation of pupils to and from school."

Also, Assembly Concurrent Resolution No. 7, which was this day adopted by the Senate.

Also, to advise your honorable body that the Senate has this day concurred in the Assembly amendment to Senate Bill No. 34.

BETTY MILLS,

*Assistant Secretary of the Senate.*

### MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Boak moved that the Assembly do concur in the Senate amendment to Assembly Bill No. 59.

Remarks by Messrs. Monroe, Kleppe, and Boak.

The motion was lost.

Mr. Kelly moved that the Assembly do concur in the Senate amendment to Assembly Bill No. 65.

Carried.

Mr. Grant gave notice that on the next legislative day he would move to rescind all of the action taken on Assembly Bill No. 54.

There being no objections the Speaker and Chief Clerk signed Assembly Bills Nos. 23 and 36, Assembly Joint Resolution No. 6, and Assembly Concurrent Resolution No. 4.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copy of Assembly Joint Resolution No. 19, hereto attached, is a correct copy of the triplicate thereof in its possession.

DOUG TANDY, *Chairman.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 129 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. L. COVINGTON, *Chairman.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 74 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 2 of Assembly Bill No. 74, line 9, by striking out the words "twelve hundred" and inserting in lieu thereof the words and figures "six hundred (\$600)."

WARREN L. MONROE,	FRED STROSNIDER,
A. C. GRANT,	H. L. COVINGTON,
L. L. SOWERS,	<i>Majority Members.</i>

*Mr. Speaker:*

Your Committee on Ways and Means 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.

E. J. KLEPPE,
HARRY A. MUNK,
DUANE E. MACK,
<i>Minority Members.</i>

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 102 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. 102, line 11, page 2 of the printed bill, by striking out the words "military election commissioner" and substituting therefor the words "commissioner of national elections." Line 13, page 2 of the printed bill, by striking out the words "military election commissioner," and substituting therefor the words "commissioner of national elections."

Amend section 2 of Assembly Bill No. 102, lines 25 and 26, page 2 of the printed bill, by striking out the words "military election commissioner," and substituting therefor the words "commissioner of national elections"; line 27, page 2 of the printed bill, by striking out the figures "\$1,200," and inserting in lieu thereof the words and figures "six hundred (\$600) dollars"; line 29, page 2 of the printed bill, by striking out the figures "\$400," and inserting in lieu thereof the words and figures "two hundred (\$200) dollars."

Amend the title of Assembly Bill No. 102 so as to read as follows: "Creating the office of state commissioner of national elections, to enforce the provisions of that certain Act of Congress of the United States entitled "An Act to provide for a method of voting, in time of war, by members of the land and naval forces absent from the place of their residence," approved September 16, 1942, being United States Public Law No. 712 of the 77th Congress, and any amendments thereof hereafter enacted, making the Secretary of State Ex Officio Commissioner of National Elections, providing the duties thereof, and a salary therefor."

WARREN L. MONROE,	FRED STROSNIDER,
A. C. GRANT,	H. L. COVINGTON,
L. L. SOWERS,	<i>Majority Members.</i>

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 102 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

E. J. KLEPPE,
DUANE E. MACK,
HARRY A. MUNK,
<i>Minority Members.</i>

*Mr. Speaker:*

Your Committee on Ways and Means 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 section 2 of Assembly Bill No. 103, line 23, by removing the figures "\$1,200," and substituting therefor the words and figures "six hundred (\$600) dollars." Line 26, remove the figures "\$400," and substitute therefor the words and figures "two hundred (\$200) dollars."

A. C. GRANT,	WARREN L. MONROE,
L. L. SOWERS,	H. L. COVINGTON,
FRED STROSNIDER,	<i>Majority Members.</i>

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 103 under consideration, and begs leave to report favorably on the same, with the recommendation that it do not pass.

E. J. KLEPPE,
DUANE E. MACK,
HARRY A. MUNK,
<i>Minority Members.</i>

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 104 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 2 of Assembly Bill No. 104, line 20, by striking out the figures "\$1,200," and inserting in lieu thereof the words and figures "six hundred (\$600) dollars." Line 22, strike out the figures "\$400," and insert in lieu thereof the words and figures "two hundred (\$200) dollars,"

A. C. GRANT,	WARREN L. MONROE,
L. L. SOWERS,	H. L. COVINGTON,
FRED STROSNIDER,	<i>Majority Members.</i>

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 104 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

E. J. KLEPPE,
DUANE E. MACK,
HARRY A. MUNK,
<i>Minority Members.</i>

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 60 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. 60, line 10, by striking out the words and figures "five thousand (\$5,000)," and inserting in lieu thereof the words and figures "two thousand (\$2,000) dollars."

H. L. COVINGTON, *Chairman.*

*Mr. Speaker:*

Your Committee on Irrigation has had Assembly Bill No. 124 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

FRED STROSNIDER, *Chairman.*

*Mr. Speaker:*

Your Committee on Social Welfare has had Assembly Bill No. 125 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

LEWIS L. SOWERS, *Chairman.*

*Mr. Speaker:*

Your Committee on State Institutions has had Assembly Bills Nos. 46 and 127 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

O. D. JEPSON, *Chairman.*

## INTRODUCTION AND FIRST READING

By Nye County Delegation :

Assembly Bill No. 135—An Act authorizing and empowering the Board of Trustees of Round Mountain School District, Nye County, Nevada, to transfer moneys from the Round Mountain High School Fund to the Round Mountain School District Bond Interest and Redemption Fund.

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 a Select Committee of Nye County Delegation.

Carried.

By Nye County Delegation :

Assembly Bill No. 136—An Act authorizing the School Trustees of the Beatty School District to redeem outstanding Beatty School District Bonds; authorizing and directing the County Treasurer and Auditor of Nye County, Nevada, to pay from the Beatty School Construction Bond Account for the redemption of such bonds, and authorizing the transfer of all remaining or hereafter acquired funds in the Beatty School Construction Bond Account to the Beatty School District Fund.

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 a Select Committee of Nye County Delegation.

Carried.

By Nye County Delegation :

Assembly Bill No. 137—An Act authorizing and empowering the Board of Trustees of Beatty School District, Nye County, Nevada, to transfer moneys from Beatty School District Bond Interest and Redemption Fund to Beatty School District Fund.

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 a Select Committee of Nye County Delegation.

Carried.

By Mr. Boak :

Assembly Bill No. 138—An Act relating to marriage and divorce, approved November 28, 1861, as amended, by reenacting section 4 of said Act, being section 4052 N. C. L. 1929.

On motion of Mr. Boak, duly seconded, all rules were suspended, reading so far had considered first reading, rules further suspended, bill considered engrossed, declared an emergency measure under the Constitution, and placed on third reading and final passage, and that it not be printed.

Remarks by Messrs. Kelly, Boak, Grant, and Phillips.

Mr. Kelly moved as an amendment that 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 Mr. Boak.

Amendment carried, and bill referred to the Committee on Judiciary.

By Churchill County Delegation (by request) :

Assembly Bill No. 139—An Act to amend the title of and 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 hereof, repealing all Acts and parts of Acts inconsistent herewith, and other matters relating thereto,” approved March 26, 1929, as amended.

Mr. Stark moved that 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 Health.

Carried.

Mr. Kelly moved that the Assembly adjourn.

Carried.

The Speaker declared the Assembly adjourned until Wednesday, February 24, 1943, at 11 a. m.

Assembly adjourned at 5:15 p. m.

Approved :

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,  
*Chief Clerk of the Assembly.*

## THE THIRTY-EIGHTH DAY

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CARSON CITY (Wednesday), February 24, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by the Chaplain, Reverend A. S. Kean.

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

Carried.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 23 and 36, 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.

Also, has carefully compared Assembly Concurrent Resolution No. 4, with the engrossed copy, finds the same correctly enrolled, and has this day delivered the same to the Secretary of State.

W. B. TAVELLE, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Senate Bill No. 23 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended, by the Senate.

J. F. McELROY, *Chairman.*

### MOTIONS, RESOLUTIONS, AND NOTICES

Pursuant to notice given, Mr. Grant moved that the Assembly rescind its action taken on Assembly Bill No. 54.

Carried.

Mr. Grant moved that Assembly Bill No. 54, now on the Chief Clerk's desk, be rereferred to a Select Committee of the Clark County Delegation.

Carried.

Mr. Strosnider moved that Assembly Bill No. 124, now on the general file, be withdrawn and rereferred to the Committee on Irrigation.

Carried.

Mr. McElroy moved that Assembly Bill No. 101, now on general file, be placed at the bottom of the file for this legislative day.

Carried.

By Mr. Kelly:

Assembly Resolution No. 18:

*Resolved by the Assembly of the State of Nevada,* That Robert Bank is hereby employed as an attaché of the Assembly of the Forty-first Session of the Nevada Legislature in place of Harold Muldoon, resigned.

Mr. Kelly moved the adoption of the resolution.

Resolution adopted.

By Committee on Livestock:

Assembly Joint Resolution No. 20, relative to the growing shortage of motor transportation.

WHEREAS, The population of the eleven Western States is thinly spread over an area of 1,189,140 square miles, with a railroad trackage of only about 40,000 miles; and

WHEREAS, Within the State of Nevada there are 265 communities wholly dependent upon highway transportation for the movement of persons and property; and

WHEREAS, The farming and stockraising industries are almost wholly dependent upon highway transportation for the shipment of inbound equipment and supplies, and the hauling of their products to market; and

WHEREAS, The mining industry is entirely dependent upon truck transportation for equipment, materials, and supplies and the movement of ore to the mill or to railhead; and

WHEREAS, The State of Nevada depends heavily upon neighboring States, particularly California, Idaho, and Utah, for a large portion of its fruits, vegetables, meat products and vital food supplies of all kinds, which must of necessity be transported by truck during all or part of the journey to the retail outlet or ultimate consumer; and

WHEREAS, Nevada is an important bridge State through which must necessarily pass huge quantities of essential war materials, foodstuffs, and other important commodities moving between the Pacific Coast and inland points, a large portion of which must move via highway; and

WHEREAS, Large numbers of Nevada's citizens are dependent upon highway buses for transportation from point to point, particularly at the present time, when the use of private automobiles is drastically restricted; and

WHEREAS, The railroads are overburdened in furnishing the transportation needs of the armed forces of the United States during the war emergency, and are not equipped with rolling stock, cars, or locomotives to take over any considerable portion of the transportation of foodstuffs, war materials, and commodities essential to the maintenance of the necessary civilian economy, heretofore transported by motor vehicles; and

WHEREAS, New or additional motor vehicles are unobtainable; and

WHEREAS, Large numbers of motor trucks, trailers, buses, and motorized farm implements, indispensable for the necessary production of foods, supplies, and war materials are in disrepair and out of service because needed repair parts or tires cannot be obtained; and

WHEREAS, Motor truck and bus transportation is rapidly becoming difficult or impossible to obtain, due to the increasing demands and the lessening number of motor vehicles available for the necessary needs of the people; and

WHEREAS, Any further lessening of the number of motor vehicles available for transportation will seriously interfere with the agricultural, livestock, and mining industries of this State and jeopardize the supply of food, the production of strategic minerals, and the essential civilian economy of the State of Nevada; and

WHEREAS, It is apprehended that because of the conditions recited above, the farmers, fruit and vegetable growers, and livestock men will be hindered in the production and marketing of food, and there will not be a sufficient number of motor vehicles to transport this year's crops of vegetables, fruits, grains, and livestock to market, and the transportation of strategic minerals and other raw and processed materials from and to war production plants will be seriously interfered with; now, therefore, be it

*Resolved by the Assembly and the Senate of the State of Nevada, jointly.* That the Congress of the United States be, and the same is hereby, memorialized to appoint a committee to immediately investigate conditions that prevail in the highway transportation industry in the eleven Western States in respect to the procurement of necessary repair parts and tire replacements, and

to take such other and necessary action in the premises as will relieve and prevent any further disruption of the motor trucking and passenger bus industry, and enable food producers to produce and cultivate their crops and convey the same to market, and insure the production and transportation of strategic ores and minerals; and be it further

*Resolved*, That copies of this resolution be forwarded to the President and Vice President of the United States, to the Speaker of the House of Representatives, and to each Nevada Senator and Member of the House of Representatives in the Congress of the United States.

Mr. Duffin 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.

#### INTRODUCTION AND FIRST READING

Mr. Smith moved that rules be suspended, and he be permitted to introduce a bill.

Carried.

By Mr. Smith:

Assembly Bill No. 140—An Act to provide for the protection of life and property by the creation of an electrical advisory department; the adoption of minimum standards and requirements for electrical equipment and its installation; the enforcement of such standards by a permit and inspection; providing fees for permits, inspections, examination, and licensing of electricians hereunder, and prescribing penalties for the violation hereof, and make an appropriation therefor.

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

Carried.

#### GENERAL FILE AND THIRD READING

Senate Bill No. 24.

Mr. Burke moved that section 1 be amended by striking out the period after the word "Act," line 3, page 2, and insert a comma and the following: "every newspaper printed and published at regular intervals two times each month shall be considered a bimonthly newspaper within the meaning of this Act."

Amendment adopted.

Mr. Burke moved that the Chief Clerk be authorized to make the necessary corrections in the amendment to section 2.

Carried.

Mr. Burke moved that section 2 be amended by inserting after the comma after word "semiweekly," line 8, the word "bimonthly" and a comma.

Amendment adopted.

Mr. Burke moved that section 2 be further amended, line 12, insert after the comma after the word "semiweekly" the word "bimonthly."

Amendment adopted.

Remarks by Mr. Monroe.

Roll call on Senate Bill No. 24:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson,



Johnson, Kelly, Kleppe, Mack, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—McElroy and Ryan—2.

Not voting—Mr. Speaker.

Senate Bill No. 24 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Senate Bill No. 9.

Mr. Monroe moved the adoption of the committee amendment to section 1.

Amendment adopted.

Remarks by Mr. Monroe.

Roll call on Senate Bill No. 9:

YEAS—Allen, Bastian, Berney, Boak, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—36.

NAYS—None.

Absent—Burke, McElroy, and Ryan—3.

Not voting—Mr. Speaker.

Senate Bill No. 9 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 30.

Mr. Phillips moved the adoption of the committee amendment to section 1.

Amendment adopted.

Mr. Phillips moved the adoption of the committee amendment to section 2.

Amendment adopted.

Mr. Phillips moved the adoption of the committee amendment to section 4.

Amendment adopted.

Remarks by Messrs. Phillips and Burke.

Roll call on Assembly Bill No. 30:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—38.

NAYS—None.

Absent—Monroe.

Not voting—Mr. Speaker.

Assembly Bill No. 30 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly in recess at 11:28 a. m.

## HOUSE IN SESSION

At 11:33 a. m.

Mr. Speaker in the Chair.

Quorum present.

## GENERAL FILE AND THIRD READING

Assembly Bill No. 129.

Remarks by Messrs. Strosnider, Grant, and Jepson.

Roll call on Assembly Bill No. 129 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—39.

NAYS—None.

Not voting—Mr. Speaker.

Assembly Bill No. 129 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 74.

Mr. Covington moved the adoption of the committee amendment to section 2.

Amendment adopted.

Remarks by Messrs. Kelly, Kleppe, Mack, Monroe, Phillips, Boak, Smith, Crawford, Covington, Tandy, and Murphy.

Roll call on Assembly Bill No. 74:

YEAS—Bastian, Burke, Carlson, Covington, Crawford, Duffin, Fisher, Grant, Hall, Jepson, Kelly, McElroy, Monroe, Murphy, Phillips, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tavelle, White, and Mr. Speaker—24.

NAYS—Allen, Berney, Boak, Capurro, Donnelly, Floathe, Henrichs, Johnson, Kleppe, Mack, Moore, Munk, Ruedy, Stark, Tandy, and Woods—16.

Assembly Bill No. 74 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

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

Carried.

Assembly in recess at 12:08 p. m.

## HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Quorum present.

There being no objections, the Speaker and Chief Clerk signed Assembly Bills Nos. 2, 29, 37, 80, and 45, and Assembly Substitute for Assembly Bill No. 25.

Remarks by Messrs. Monroe and Phillips.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 135 and 137, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

## GENERAL FILE AND THIRD READING

Assembly Bill No. 102.

Mr. Covington moved the adoption of the committee amendments to sections 1 and 2.

Amendments adopted.

Roll call on Assembly Bill No. 102.

YEAS—Bastian, Burke, Carlson, Covington, Crawford, Duffin, Fisher, Grant, Hall, Jepson, Kelly, McElroy, Monroe, Murphy, Phillips, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tavelle, White, and Mr. Speaker—24.

NAYS—Allen, Berney, Boak, Capurro, Donnelly, Floathe, Henrichs, Johnson, Kleppe, Mack, Moore, Munk, Ruedy, Stark, Tandy, and Woods—16.

Assembly Bill No. 102 having received a constitutional majority, Mr. Speaker declared it passed, as amended, and the preamble adopted.

Mr. Covington moved the adoption of the committee amendment to the title.

Amendment and title adopted.

Assembly Bill No. 103.

Mr. Covington moved the adoption of the committee amendments to section 2.

Amendments adopted.

Roll call on Assembly Bill No. 103:

YEAS—Bastian, Burke, Carlson, Covington, Crawford, Duffin, Fisher, Grant, Hall, Jepson, Kelly, McElroy, Monroe, Murphy, Phillips, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tavelle, White, and Mr. Speaker—24.

NAYS—Allen, Berney, Boak, Capurro, Donnelly, Floathe, Henrichs, Johnson, Kleppe, Mack, Moore, Munk, Ruedy, Stark, Tandy, and Woods—16.

Assembly Bill No. 103 having received a constitutional majority, Mr. Speaker declared it passed, as amended, and the preamble adopted.

Assembly Bill No. 104.

Mr. Covington moved the adoption of the committee amendments to section 2.

Amendments adopted.

Roll call on Assembly Bill No. 104:

YEAS—Bastian, Burke, Carlson, Covington, Crawford, Duffin, Fisher, Grant, Hall, Jepson, Kelly, McElroy, Monroe, Murphy, Phillips, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tavelle, White, and Mr. Speaker—24.

NAYS—Allen, Berney, Boak, Capurro, Donnelly, Floathe, Henrichs, Johnson, Kleppe, Mack, Moore, Munk, Ruedy, Stark, Tandy, and Woods—16.

Assembly Bill No. 104 having received a constitutional majority, Mr. Speaker declared it passed, as amended, and the preamble adopted.

Assembly Bill No. 60.

Mr. Covington moved the adoption of the committee amendment to section 1.

Amendment adopted.

Remarks by Mr. Duffin.

Roll call on Assembly Bill No. 60.

YEAS—Allen, Bastian, Berney, Boak, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—38.

NAYS—None.

Absent—Burke.

Not voting—Mr. Speaker.

Assembly Bill No. 60 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

There being no objections, the Speaker and Chief Clerk signed Senate Bill No. 34.

Assembly in recess at 2:26 p. m.

### HOUSE IN SESSION

At 2:30 p. m.

Mr. Speaker in the Chair.

Quorum present.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 125.

Mr. Monroe moved that Assembly Bill No. 125, now on the top of the general file, be placed on the bottom of general file.

Carried.

Assembly Bill No. 127.

Remarks by Mr. Jepson.

Roll call on Assembly Bill No. 127:

YEAS—Allen, Bastian, Berney, Boak, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Burke and Grant—2.

Not voting—Mr. Speaker.

Assembly Bill No. 127 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 46.

Remarks by Messrs. Sowers, Covington, Monroe, Phillips, Jepson, Berney, Tandy, Ruedy, Mack, and Mrs. Sharp.

Roll call on Assembly Bill No. 46:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, White, and Woods—33.

NAYS—Covington, Johnson, Munk, and Tavelle—4.

Absent—Ryan.

Not voting—Murphy and Mr. Speaker—2.

Assembly Bill No. 46 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 101.

Remarks by Mr. McElroy.

Roll call on Assembly Bill No. 101:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Ryan.

Not voting—Stark and Mr. Speaker—2.

Assembly Bill No. 101 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 125.

Remarks by Messrs. Burke, Monroe, Phillips, Boak, and Sowers.

Roll call on Assembly Bill No. 125:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—39.

NAYS—None.

Not voting—Mr. Speaker.

Assembly Bill No. 125 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Kelly moved that the Assembly recess to the call of the Chair.

Carried.

Assembly in recess at 3:03 p. m.

### HOUSE IN SESSION

At 4:48 p. m.

Mr. Speaker in the Chair.

Quorum present.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 2, 29, 37, 80, and 45, and Assembly Substitute for Assembly Bill No. 25 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

W. B. TAVELLE, *Chairman.*

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 134, hereto attached, is a correct copy of the triplicate thereof in its possession, except the second word in line 8, page 2, should be changed to the word "war."

Also, that bound copies of Assembly Bills Nos. 132, 133, 136, and 138, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Tandy moved that the Chief Clerk be authorized to make the necessary correction in Assembly Bill No. 134.

Carried.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Irrigation has had Assembly Bill No. 124 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

FRED STROSNIDER, *Chairman.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 72 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. 72, lines 3 and 4, by striking out the words and figures "four thousand

eight hundred (\$4,800)," and substitute therefor the words and figures "four thousand two hundred (\$4,200)."

A. C. GRANT,  
FRED STROSNIDER,  
CLIFFORD CARLSON,

LEWIS L. SOWERS,  
WARREN L. MONROE,  
H. L. COVINGTON,

*Majority Members.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 72 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

DUANE E. MACK,  
HARRY A. MUNK,  
E. J. KLEPPE,

*Minority Members.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 73 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 2 of Assembly Bill No. 73, page 3, lines 8 and 9, strike out the words and figures "twelve hundred (\$1,200)," and substitute therefor the words and figures "six hundred (\$600)."

FRED STROSNIDER,  
A. C. GRANT,  
CLIFFORD CARLSON,

LEWIS L. SOWERS,  
WARREN L. MONROE,  
H. L. COVINGTON,

*Majority Members.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 73 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

DUANE E. MACK,  
HARRY A. MUNK,  
E. J. KLEPPE,

*Minority Members.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 75 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. 75, page 1, lines 4 and 5, strike out the words and figures "forty-eight (\$4,800)," and substitute therefor the words and figures "forty-two (\$4,200)."

FRED STROSNIDER,  
A. C. GRANT,  
CLIFFORD CARLSON,

LEWIS L. SOWERS,  
WARREN L. MONROE,  
H. L. COVINGTON,

*Majority Members.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 75 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

DUANE E. MACK,  
HARRY A. MUNK,  
E. J. KLEPPE,

*Minority Members.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 76 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. 76 by inserting the words "the State Librarian" and a comma immediately after the word "department" in line 13, page 1 of the bill. Amend section 1 of Assembly Bill No. 76, page 1, line 12, after the comma following the word "mines" insert the words "the deputy bank examiner." Amend Assembly Bill No. 76 by amending the title of the bill so as to read: "An Act to provide additional compensation for certain State appointive officers and for the

employees of certain State elective and appointive officers." Amend section 1 of the bill by inserting after the words "Attorney-General," line 15, page 1 of the printed bill, the following: "the Assistant Deputy, and Office Engineer of the State Engineer's Office, the Secretary of the Public Service Commission, and Deputy Superintendents of Banks." Further amend section 1 of the bill by striking the word "employees," line 3, page 2 of the printed bill, and inserting in lieu thereof the words "appointive officers and the employees of elective and appointive officers herein named." Amend section 2 of the bill by striking the words "twenty-five hundred (\$2,500)," appearing in line 7, page 2 of the printed bill, and inserting in lieu thereof the words "forty-five hundred (\$4,500)."

Also, Assembly Bill No. 77, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Assembly Bill No. 77 by inserting the word "each" before the word "assistant" in line 6, page 1 of the bill.

H. L. COVINGTON, *Chairman.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 120 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. 120, lines 6 and 7, by striking out the words and figures "twelve hundred (\$1,200)," and substituting therefor the words and figures "six hundred (\$600)."

FRED STROSNIDER,  
A. C. GRANT,  
CLIFFORD A. CARLSON,

LEWIS L. SOWERS,  
WARREN L. MONROE,  
H. L. COVINGTON,  
*Majority Members.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 120 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

DUANE E. MACK,  
HARRY A. MUNK,  
E. J. KLEPPE,  
*Minority Members.*

*Mr. Speaker:*

Your Committee on Military and Indian Affairs has had Assembly Bill No. 97 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 2 of Assembly Bill No. 97 by striking out the words in line 4 and all of line 5 "upon its passage and approval," and substituting "if, as, and when Congress shall have repealed Federal laws prohibiting the sale of liquor to Indians."

DON CRAWFORD, *Chairman.*

*Mr. Speaker:*

Your Committee on Livestock has had Assembly Bill No. 109 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

PRESS DUFFIN, JR., *Chairman.*

*Mr. Speaker:*

Your Committee on Claims has had Assembly Bill No. 92 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

GERALD FISHER, *Chairman.*

Mr. McElroy moved that the Assembly return to Order of Business No. 10.

INTRODUCTION AND FIRST READING

Mr. McElroy moved that rules be suspended, and that he be permitted to introduce a bill.

Carried.

By Mr. McElroy:

Assembly Bill No. 141—An Act to authorize the State Board of Medical Examiners of Nevada to issue, modify, and revoke temporary licenses to practice medicine, surgery, and obstetrics within particularly designated parts of the State, to make lawful and regulate the practice of medicine, surgery, and obstetrics under such temporary licenses, and other matters relating thereto, and to fix the date of the expiration hereof.

Mr. McElroy moved that 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 Health.

Carried.

#### MOTIONS, RESOLUTIONS, AND NOTICES

By Committee on Contingent Expenses:

Assembly Resolution No. 19:

*Resolved by the Assembly of the State of Nevada,* That the State Controller be hereby authorized to draw his warrants on the Legislative Fund in favor of the various firms or persons named below, for the amount set opposite their name, as per statements attached, and the State Treasurer is hereby directed to pay the same.

Reno Printing Company.....	\$62.50
A. Carlisle and Company of Nevada.....	20.40
Harry's Business Machines, Inc.....	30.50
Blake, Moffitt & Towne.....	9.74
Dunseath Key Company.....	5.20
Morrill and Machabee, Inc.....	172.50
Bell Telephone Co. of Nevada.....	15.42

Mr. White moved the adoption of the resolution.

Resolution adopted.

Mr. Kelly moved that the Assembly adjourn.

Carried.

Mr. Speaker declared the Assembly adjourned until Thursday, February 25, 1943, at 11 a. m.

Assembly adjourned at 5 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*



## THE THIRTY-NINTH DAY

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CARSON CITY (Thursday), February 25, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Mr. Jepson, who was excused.

Prayer by the Chaplain, Reverend A. S. Kean.

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

Carried.

There being no objections, the Speaker and Chief Clerk signed Assembly Bill No. 65.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee composed of Nye County Delegation has had Assembly Bills Nos. 135, 136, and 137 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

C. C. BOAK, *Chairman.*

### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Bill No. 17, which this day passed the Senate by the following vote: Yeas, 17; nays, none.

Also, Assembly Bill No. 59, the Senate having this day receded from its amendment thereto.

Also, Assembly Bill No. 78, which passed, as amended: Yeas, 16; nays, 1. Amend section 1, lines 5 and 6, page 1, by striking the words and figures "fifteen hundred dollars (\$1,500)," and inserting in lieu thereof the words and figures "three thousand dollars (\$3,000)."

Also, Assembly Bill No. 91, which passed: Yeas, 16; nays, 1.

Also, Assembly Bill No. 99, which passed: Yeas, 17; nays, none.

Also, Assembly Joint Resolution No. 14, which passed: Yeas, 17; nays, none.

Also, to present for your consideration Senate Joint Resolution No. 6, which was this day declared an emergency measure under the Constitution, and passed by the following vote: Yeas, 17; nays, none.

Also, Senate Bill No. 20, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 25, which passed, as amended: Yeas, 17; nays, none. Amend section 1 by striking the words "in his discretion," line 13, page 2, and by inserting after the word "office," line 17, page 2, the following: "; *provided, however,* that a State officer shall have first obtained the consent and approval of the Governor, a county officer the consent of the Board of County Commissioners, a municipal officer the consent of the City Council, and any other officer shall obtain the consent of the department head under which he operates."

Also, Senate Bill No. 40, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 43, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 48, which passed, as amended: Yeas, 17; nays, none. Amend section 1 by striking the word and figures "thirty (30)," line 16, page 1

of the printed bill, and inserting in lieu thereof the word and figures "sixty (60)."

Also, the following Senate bills, which passed the Senate this day by the votes respectively indicated: No. 50, yeas, 17; nays, none; No. 55, yeas, 17; nays, none; No. 60, yeas, 17; nays, none; No. 62, yeas, 17; nays, none.

BETTY MILLS,

*Assistant Secretary of the Senate.*

Mr. Taber moved that the Assembly do concur in the Senate amendments to Assembly Bill No. 78.

Carried.

Mr. Covington moved that Assembly Bill No. 109, now on general file be withdrawn and referred to the Committee on Judiciary.

Carried.

Mr. Boak moved that Assembly Joint Resolution No. 9 now on the Chief Clerk's desk be placed on the general file for this legislative day.

Carried.

Mr. Burke gave notice that on a future legislative day he would ask the Assembly's permission to introduce a bill pertaining to the repeal of the present primary election law.

#### INTRODUCTION AND FIRST READING

By Douglas County Delegation:

Assembly Bill No. 142—An Act supplementing an Act entitled "An Act fixing the salaries and compensation of certain officers of Douglas County, State of Nevada, and other matters properly relating thereto, and repealing all Acts and parts of Acts in conflict therewith," approved March 27, 1935, as amended by chapter 137 Statutes of 1937, by providing for additional compensation to and including the 30th day of June 1945.

Mr. Mack moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Douglas County Delegation.

Carried.

By Douglas County Delegation:

Assembly Bill No. 143—An Act to amend an Act entitled "An Act fixing the salaries and compensation of certain officers of Douglas County, State of Nevada, and matters properly relating thereto, and repealing all Acts in conflict therewith," approved March 27, 1935, as amended.

Mr. Mack moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Douglas County Delegation.

Carried.

Mr. Grant moved that rules be suspended, and he be permitted to introduce a bill.

Carried.

By Mr. Grant:

Assembly Bill No. 144—An Act to create a special trades and vocational school investigating committee; providing for the appointment

of the members of such committee; providing for the expenses and for reports to the Forty-second Session of the Legislature, and for an appropriation therefor.

Mr. Grant moved that 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 Washoe County Delegation:

Assembly Bill No. 145—An Act authorizing the Board of County Commissioners of Washoe County to order and direct payment, at a rate not to exceed fifty dollars per month, from the Washoe County General Fund, to the Oregon State School for the Blind, for the care, support and education of Bonny Yturvide.

Mr. Burke moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Washoe County Delegation.

Carried.

Senate Bill No. 20.

Mr. Kelly moved that 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. 25.

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

Mr. Burke moved to amend, and that the bill be referred to the Committee on State Institutions.

Motion carried, as amended.

Senate Bill No. 40.

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

Carried.

Senate Bill No. 43.

Mr. Kelly moved that 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. 48.

Miss Woods moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Eureka County Delegation.

Carried.

Senate Bill No. 50.

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

Carried.

Senate Bill No. 55.

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

Carried.

Senate Bill No. 60.

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

Carried.

Senate Bill No. 62.

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

Carried.

Senate Joint Resolution No. 6.

On motion of Mr. Kelly, duly seconded, all rules were suspended, reading so far had considered first reading, rules further suspended, joint resolution declared an emergency measure under the Constitution, and placed on the bottom of the general file for third reading and final passage.

There being no objections, the Speaker and Chief Clerk signed Senate Bill No. 35.

#### GENERAL FILE AND THIRD READING

Senate Bill No. 23.

Remarks by Mr. McElroy.

Roll call on Senate Bill No. 23:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White and Woods—38.

NAYS—None.

Absent—Jepson.

Not voting—Mr. Speaker.

Senate Bill No. 23 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 124.

Remarks by Messrs. Grant and Strosnider.

Roll call on Assembly Bill No. 124.

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Hall, Henrichs, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan,

Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Grant and Jepson—2.

Not voting—Mr. Speaker.

Assembly Bill No. 124 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly in recess at 11:40 a. m.

### HOUSE IN SESSION

At 11:52 a. m.

Mr. Speaker in the Chair.

Quorum present.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 72.

Mr. Covington moved the adoption of the committee amendment to section 1.

Amendment adopted.

Remarks by Mr. Burke.

Roll call on Assembly Bill No. 72:

YEAS—Bastian, Burke, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Grant, Hall, Kelly, McElroy, Monroe, Murphy, Phillips, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tavelle, White, and Mr. Speaker—24.

NAYS—Allen, Berney, Boak, Capurro, Floathe, Henrichs, Johnson, Kleppe, Mack, Moore, Munk, Ruedy, Stark, Tandy, and Woods—15.

Absent—Jepson.

Assembly Bill No. 72 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Remarks by Messrs. Strosnider and Murphy.

Assembly Bill No. 73.

Mr. Covington moved the adoption of the committee amendment to section 2.

Amendment adopted.

Roll call on Assembly Bill No. 73:

YEAS—Bastian, Burke, Carlson, Covington, Crawford, Duffin, Fisher, Grant, Hall, Kelly, McElroy, Monroe, Murphy, Phillips, Ryan, Smith, Sowers, Strosnider, Taber, Tavelle, White, and Mr. Speaker—22.

NAYS—Allen, Berney, Boak, Capurro, Donnelly, Floathe, Henrichs, Johnson, Kleppe, Mack, Moore, Munk, Ruedy, Stark, Tandy, and Woods—16.

Absent—Jepson.

Not voting—Sharp.

Assembly Bill No. 73 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 75.

Mr. Covington moved the adoption of the committee amendment to section 1.

Amendment adopted.

Roll call on Assembly Bill No. 75:

YEAS—Bastian, Burke, Carlson, Covington, Crawford, Donnelly, Duffin,

Fisher, Grant, Hall, Johnson, Kelly, McElroy, Monroe, Murphy, Phillips, Ryan, Smith, Sowers, Strosnider, Taber, Tavelle, White, and Mr. Speaker—24.

NAYS—Allen, Berney, Boak, Capurro, Floathe, Henrichs, Kleppe, Mack, Moore, Munk, Ruedy, Stark, Tandy, and Woods—14.

Absent—Jepson.

Not voting—Sharp.

Assembly Bill No. 75 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 76.

Mr. Covington moved the adoption of the committee amendments to sections 1 and 2.

Amendments adopted.

Mr. Covington moved that section 1 be further amended, page 1, line 13, after the word "Librarian" in the amendment, insert the words "the Official Reporter of the Supreme Court."

Further amendment adopted.

Roll call on Assembly Bill No. 76:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—39.

NAYS—None.

Absent—Jepson.

Assembly Bill No. 76 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. Covington moved the adoption of the committee amendment to the title.

Amendment to title adopted.

Assembly Bill No. 77.

Mr. Covington moved the adoption of the committee amendment to section 1.

Amendment adopted.

Mr. Covington moved that section 1 be further amended, page 2, line 7, after the word "Examiner," insert "Nevada Tax Commission."

Amendment adopted.

Roll call on Assembly Bill No. 77:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—39.

NAYS—None.

Absent—Jepson.

Assembly Bill No. 77 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 120.

Mr. Covington moved the adoption of the committee amendment to section 1.

Amendment adopted.

Remarks by Mr. Phillips.

Roll call on Assembly Bill No. 120:

YEAS—Bastian, Burke, Carlson, Covington, Crawford, Duffin, Fisher, Grant, Hall, Kelly, McElroy, Monroe, Murphy, Phillips, Ryan, Smith, Sowers, Stro-  
snider, Taber, Tavelle, White, and Mr. Speaker—22.

NAYS—Allen, Berney, Boak, Capurro, Donnelly, Floathe, Henrichs, Johnson, Kleppe, Mack, Moore, Munk, Ruedy, Stark, Tandy, and Woods—16.

Absent—Jepson.

Not voting—Sharp.

Assembly Bill No. 120 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. Kelly moved that the Assembly recess.

Carried.

Assembly in recess at 12:25 p. m.

### HOUSE IN SESSION

At 2:20 p. m.

Mr. Speaker in the Chair.

Quorum present.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 139 and 140, also Assembly Joint Resolution No. 20, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

### GENERAL FILE AND THIRD READING

Assembly Bill No. 97.

Mr. Monroe moved that the committee amendment to section 2 be tabled.

Motion to table lost.

Mr. Crawford moved the adoption of the committee amendment to section 2.

Amendment adopted.

Remarks by Messrs. Boak, Crawford, and Monroe.

Roll call on Assembly Bill No. 97:

YEAS—Berney, Burke, Capurro, Crawford, Donnelly, Fisher, Floathe, Hall, Johnson, Kleppe, Mack, McElroy, Moore, Phillips, Ruedy, Sharp, Smith, Tandy, White, and Woods—20.

NAYS—Bastian, Duffin, Kelly, Monroe, Munk, Strosnider, Taber, and Tavelle—8.

Absent—Carlson and Jepson—2.

Not voting—Allen, Boak, Covington, Grant, Henrichs, Murphy, Ryan, Sowers, Stark, and Mr. Speaker—10.

Assembly Bill No. 97 having failed to receive a constitutional majority, Mr. Speaker declared it 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 Joint Resolution No. 7, which was this day declared an emergency measure under the Constitution and placed on third reading and final passage, and passed, as amended, by the following vote: Yeas, 17; nays, none. Amend,

on page 2, four lines from the bottom of the last paragraph, strike the word "Speaker" and insert in lieu thereof the word "President."

BETTY MILLS,

*Assistant Secretary of the Senate.*

#### INTRODUCTION AND FIRST READING

Senate Joint Resolution No. 7.

On motion of Mr. Kelly, duly seconded, all rules were suspended, reading so far had considered first reading, rules further suspended, joint resolution declared an emergency measure under the Constitution, and placed on the bottom of the general file for third reading and final passage.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 92.

Remarks by Mr. Burke.

Roll call on Assembly Bill No. 92:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—38.

NAYS—None.

Absent—Jepson.

Not voting—Mr. Speaker.

Assembly Bill No. 92 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Joint Resolution No. 9.

Remarks by Mr. Boak.

Mr. Boak moved the adoption of the committee amendment to Assembly Joint Resolution No. 9.

Amendment adopted.

Roll call on Assembly Joint Resolution No. 9:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Floathe, Henrichs, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—33.

NAYS—Carlson, Fisher, and Ryan—3.

Absent—Grant and Jepson—2.

Not voting—Hall and Mr. Speaker—2.

Assembly Joint Resolution No. 9 having received a constitutional majority, Mr. Speaker declared it adopted, as amended.

Senate Joint Resolution No. 6.

Roll call on Senate Joint Resolution No. 6:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Jepson and Ryan—2.

Not voting—Mr. Speaker.

Senate Joint Resolution No. 6 having received a constitutional majority, Mr. Speaker declared it adopted.



Senate Joint Resolution No. 7.

Roll call on Senate Joint Resolution No. 7:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—39.

NAYS—None.

Absent—Jepson.

Senate Joint Resolution No. 7 having received a constitutional majority, Mr. Speaker declared it adopted.

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bill No. 65 with the engrossed copy, finds the same correctly enrolled, and has this day delivered the same to the Governor.

W. B. TAVELLE, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Smith moved that Assembly Bill No. 15 be withdrawn from the Committee on Labor.

Carried.

Mr. McElroy moved that rules be suspended, and he be permitted to introduce a resolution.

Carried.

By Mr. McElroy:

Assembly Joint Resolution No. 21, relative to amending section 14, article V of the Constitution of the State of Nevada.

*Resolved by the Assembly and Senate of the State of Nevada,* That section 14 of article V of the Constitution of the State of Nevada be amended so as to read as follows:

“Sec. 14. The Governor, Justices of the Supreme Court and Attorney-General, or a major part of them, of whom the Governor shall be one, may upon such conditions and with such limitations and restrictions as they may think proper, remit fines and forfeitures, commute punishments, and grant pardons after convictions, in all cases, except treason and impeachments, subject to such regulations as may be provided by law, relative to the manner of applying for pardon; *provided, however,* whenever any person shall be convicted of any crime, except treason, murder, burglary in the first degree, arson in the first degree, robbery, carnal knowledge of a female child under the age of ten years, or rape, the trial court may in its discretion, at the time of imposing sentence upon such person, direct that such sentence be stayed or suspended, and that the convicted person be released from custody upon such conditions and with such limitations and restrictions as the trial court may think proper.”

Mr. McElroy 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 Social Welfare.

Carried.

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Judiciary has had Senate Bill No. 18 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 2 of Senate Bill No. 18 in the following manner: Line 14, page 1 of the printed bill, strike out all words

following the word "paid." Line 15, page 1 of the printed bill, strike out all matter in said line. Line 1, page 2 of the printed bill, strike out all the words in said line. Line 2, page 2 of the printed bill, strike out all words to and including the word "library" in said line. Insert in lieu of all the stricken matter the following: "The State Librarian, subject to the approval of the State Library Commission, may appoint such assistant librarians and clerks as the efficient operation of the library may require." Line 16, page 2 of the printed bill, take out the comma after the word "purchase," and insert the word "and." Line 16, page 2 of the printed bill, take out the comma after the word "secure" and add the following words: "with the approval of the State Library Commission." Line 30, page 2 of the printed bill, strike out the word "general."

Also, has had Senate Bill No. 8 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

J. F. McELROY, *Chairman.*

*Mr. Speaker:*

Your Committee on Federal Relations has had Assembly Joint Resolution No. 16 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

Also, Assembly Joint Resolution No. 19, and reports favorably on the same, with the recommendation that it do pass.

AMBROSE M. MURPHY, *Chairman.*

*Mr. Speaker:*

Your Committee on Public Health has had Assembly Bill No. 123 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JOHN A. KELLY, *Chairman.*

There being no objections, the Speaker and Chief Clerk signed Senate Bill No. 14.

Mr. Burke moved that the Assembly return to Order of Business No. 10.

#### INTRODUCTION AND FIRST READING

Mr. Burke moved that rules be suspended, and he be permitted to introduce a bill.

Carried.

By Washoe County Delegation:

Assembly Bill No. 146—An Act to amend 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 as amended from time to time thereafter, by amending section 1 of article XI, sections 8 and 20 of article XX, thereof.

Mr. Burke moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Washoe County Delegation.

Carried.

Mr. Smith moved that rules be suspended, and he be permitted to introduce a bill.

Carried.

By Mr. Smith.

Assembly Bill No. 147—An Act to amend an Act entitled "An Act to amend an Act entitled 'An Act creating the office of Labor Commissioner of this State, providing for the appointment of such commissioner and other employees, defining their duties and fixing their

compensation, and providing a penalty for the violation of its provisions, and other matters relating thereto,' approved March 24, 1915," as amended and approved March 24, 1941.

Mr. Smith moved that 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. Kelly moved that the Assembly adjourn.

Carried.

Mr. Speaker declared the Assembly adjourned until Friday, February 26, 1943, at 11 a. m.

Assembly adjourned at 3:08 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*

## THE FORTIETH DAY

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CARSON CITY (Friday), February 26, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Mr. Jepson, who was excused.

Prayer by the Chaplain, Reverend E. J. Fleming.

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

Carried.

There being no objections the Speaker and Chief Clerk signed Assembly Bills Nos. 17, 59, 78, 91, 99, Senate Bill No. 9, and Assembly Joint Resolution No. 14.

### COMMUNICATIONS

E. C. MULCAHY, *Clerk, Forty-first Session of Legislature, Carson City, Nevada.*

Your telegram to Her Excellency Madame Chiang received. Owing to the physicians' insistence upon the need to avoid the overstrain and a full pre-arranged schedule, regret Madame is unable to accept your kind invitation.

L. W. KING,

*Private Secretary to H. E. Madame Chiang.*

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Social Welfare has had Senate Bills Nos. 55 and 60 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

LEWIS L. SOWERS, *Chairman.*

*Mr. Speaker:*

Your Committee on Livestock 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.

PRESS DUFFIN, JR., *Chairman.*

*Mr. Speaker:*

Your Committee on Education has had Senate Bill No. 43 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

A. C. GRANT, *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. 38, which this day passed the Senate, as amended, by the following vote: Yeas, 17; nays, none. Amend section 1, page 2, line 19, by striking the words and figures after the word "of" and inserting in lieu thereof the following: "eleven thousand five hundred dollars (\$11,500)." Amend further by striking the words and figures "thirteen thousand five hundred dollars (\$13,500)" in lines 26 and 27, page 2, and inserting in lieu thereof the following: "eleven thousand five hundred dollars (\$11,500)."

Also, Senate Bill No. 42, which this day passed the Senate, as amended, by the following vote: Yeas, 17; nays, none. Amend section 1 by inserting a comma following the word "it" in line 12, page 1. Further amend section 1 by inserting, following the period after the word "children" in line 12, page 1: "The court may also set apart such portion of the husband's property for the wife's support and the support of their children as shall be deemed just and equitable."

Also, the following Senate bills, which this day passed the Senate by the votes respectively indicated: No. 53, yeas, 17; nays, none; No. 54, yeas, 17; nays, none; No. 58, Yeas, 17; nays, none.

Also, Senate Bill No. 56, which passed the Senate this day, as amended, by the following vote: Yeas 17; nays, none. Amend section 1 by eliminating the words "publication of" from line 15, page 1.

Also, the following Senate Joint Resolutions, which this day passed the Senate by the votes respectively indicated: No. 4, yeas, 17; nays, none; No. 5, yeas, 17; nays, none.

Also, to return Assembly Bill No. 47, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 52, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 56, which passed, as amended: Yeas, 14; nays, 2; not voting, 1. Amend the title by eliminating from third line thereof the words "by the city clerks thereof." Amend section 1 by inserting, following the word "Act." line 1, page 1: "being chapter 130, Statutes of Nevada 1939, page 166." Further amend section 1 by eliminating from lines 3, 4, and 5, the following: "The city council is hereby directed to publish the statement and any council or the members thereof or any city clerk," and inserting in lieu thereof the words "Any city officer." Further amend said bill by adding a new section to be known as section 2 to read as follows:

"SEC. 2. Section 1 of the above-entitled Act is hereby amended to read as follows: Section 1. From and after the passage of this Act, it shall be the duty of the City Clerk and City Council in every incorporated city in the State of Nevada, whether incorporated under the general incorporation Act or under the provisions of a special Act, to cause to be published quarterly in some newspaper, published as hereinafter provided, a statement of the finances of the city, showing receipts and disbursements, exhibiting in detail the bills allowed and paid. Such statement shall be signed by the Mayor and attested by the City Clerk, and shall be published in a newspaper published in such city. If there shall be no newspaper published in such city, then in a newspaper published in the county, and if there be no newspaper published in the county, such financial statement shall be posted by the City Clerk at the door of the city hall." Further amend said bill by eliminating the figure "2" in line 11, and substituting in lieu thereof the figure "3." Further amend said bill by eliminating the figure "3" in line 13, and substituting in lieu thereof the figure "4."

Also, Assembly Bill No. 90, which passed, as amended: Yeas, 17; nays, none. Amend section 6 of said bill by striking out all the balance of said section after the word "approval" in line 34, and by inserting a period after the word "approval."

Also, Assembly Bill No. 94, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 111, which passed: Yeas, 17; nays, none.

Also, Assembly Joint Resolution No. 13, which passed: Yeas, 17; nays, none.

Also, to advise your honorable body that the Senate this day concurred in the Assembly amendments to Senate Bill No. 9.

BETTY MILLS,  
*Assistant Secretary of the Senate.*

#### MOTIONS, RESOLUTIONS, AND NOTICES

Mr. McElroy moved that Assembly Bill No. 56 be referred to the Committee on State Printing.

Carried.

Mr. Mack moved that Assembly Bill No. 90 be referred to the Committee on Ways and Means.

Carried.

Mr. McElroy moved that Senate Bill No. 18 be withdrawn from the general file and referred to the Committee on State Library.

Carried.

Mr. Boak moved that Assembly Joint Resolution No. 16 be withdrawn from the general file and placed on the Chief Clerk's desk.

Carried.

By Mr. Burke:

Assembly Resolution No. 20, requesting the return of Senate Bill No. 24 from the Senate for correction.

*Resolved by the Assembly of the State of Nevada*, That the Senate of the State of Nevada be requested to return to the Assembly, for correction, Senate Bill No. 24.

Mr. Burke moved the adoption of the resolution.

Resolution adopted.

#### INTRODUCTION AND FIRST READING

By Committee on Social Welfare:

Assembly Bill No. 148—An Act to amend an Act entitled "An Act providing for the creation of a State Welfare Department; defining the powers and duties of such department; providing means of cooperation with the Federal Government and with the counties of Nevada in all matters concerning public assistance to needy individuals; authorizing the administration of funds appropriated or made available to said State Welfare Department; outlining the duties and authority of the State Department and of the officers and employees of that department; making an appropriation for the support thereof; repealing all Acts and parts of Acts in conflict herewith; and other matters relating thereto," approved March 23, 1937, as amended.

On motion of Mr. Sowers, duly seconded, all rules were suspended, reading so far had considered first reading, rules further suspended, bill declared an emergency measure under the Constitution, and placed on the bottom of the general file for third reading and final passage.

Carried.

By Committee on Judiciary:

Assembly Bill No. 149—An Act relating to proof of financial responsibility in case of accident by owners and operators of motor vehicles, making the Secretary of State Administrative Commissioner, providing for the revocation of licenses in certain cases, requiring the giving of security for payment of judgments for damages, providing for motor liability policies, providing penalties for the violation hereof, and other matters relating thereto.

Mr. McElroy moved that 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. 38.

Mr. Kelly moved that 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. 42.

Mr. Kelly moved that 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. 53.

Mr. Kelly moved that 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. 54.

Mr. Kelly moved that 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. 56.

Mr. Kelly moved that 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. 58.

Mr. Kelly moved that 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 Joint Resolution No. 4.

Mr. Kelly 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 Joint Resolution No. 5.

Mr. Kelly 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.

Assembly in recess at 11:30 a. m.

## HOUSE IN SESSION

At 11:42 a. m.

Mr. Speaker in the Chair.

Quorum present.

## GENERAL FILE AND THIRD READING

Assembly Bill No. 135.

Remarks by Mrs. Sharp.

Roll call on Assembly Bill No. 135 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Johnson, Kelly, Kleppe, Mack, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Jepson and McElroy—2.

Not voting—Mr. Speaker.

Assembly Bill No. 135 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 136.

Remarks by Mrs. Sharp.

Roll call on Assembly Bill No. 136 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Johnson, Kelly, Kleppe, Mack, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Jepson and McElroy—2.

Not voting—Mr. Speaker.

Assembly Bill No. 136 having received a constitutional majority, Mr. Speaker declared it passed and the preamble adopted.

Assembly Bill No. 137.

Remarks by Mrs. Sharp.

Roll call on Assembly Bill No. 137 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Johnson, Kelly, Kleppe, Mack, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tavelle, White, and Woods—36.

NAYS—None.

Absent—Jepson, McElroy, and Tandy—3.

Not voting—Mr. Speaker.

Assembly Bill No. 137 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 8.

Remarks by Mr. McElroy.

Roll call on Senate Bill No. 8 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—38.

NAYS—None.

Absent—Jepson.

Not voting—Mr. Speaker.

Senate Bill No. 8 having received a constitutional majority, Mr. Speaker declared it passed.



REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 141, 142, and 147, also Assembly Joint Resolution No. 21, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 17, 59, 78, 91, and 99, 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.

W. B. TAVELLE, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Joint Resolution No. 19.

Remarks by Mr. Murphy.

Roll call on Assembly Joint Resolution No. 19:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—38.

NAYS—None.

Absent—Jepson.

Not voting—Mr. Speaker.

Assembly Joint Resolution No. 19 having received a constitutional majority, Mr. Speaker declared it adopted.

Assembly Bill No. 123.

Remarks by Mrs. Sharp.

Mrs. Sharp moved that section 1 be amended, page 1, lines 1 and 2, by striking out the word "person" and the comma.

Amendment adopted.

Mrs. Sharp moved that section 1 be further amended, page 1, line 5, by striking out the word "person" after the comma.

Amendment adopted.

Mrs. Sharp moved that section 5 be amended, page 2, line 22, section 5, by striking out the word "person" and the comma.

Amendment adopted.

Remarks by Mr. Kelly.

Roll call on Assembly Bill No. 123:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Henrichs and Jepson—2.

Not voting—Mr. Speaker.

Assembly Bill No. 123 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. McElroy moved that the title be amended by eliminating the words "persons and" in line 1 of the title.

Amendment to title adopted.

Assembly Bill No. 148.

Remarks by Messrs. Sowers and Covington.

Roll call on Assembly Bill No. 148:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, White, and Woods—36.

NAYS—None.

Absent—Jepson.

Not voting—Johnson, Tavelle, and Mr. Speaker—3.

Assembly Bill No. 148 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Kelly moved that the Assembly recess until 2:30 p. m.  
Carried.

Assembly in recess at 12:12 p. m.

## HOUSE IN SESSION

At 2:38 p. m.

Mr. Speaker in the Chair.

Quorum present.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 143 and 144, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 90 under consideration, and begs leave to report that we concur in the Senate amendment.

H. L. COVINGTON, *Chairman.*

*Mr. Speaker:*

Your Committee on Taxation has had Senate Bill No. 62 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JOHN A. KELLY, *Chairman.*

*Mr. Speaker:*

Your Committee of Lincoln County Delegation has had Assembly Bill No. 53 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. 53, page 1, line 14, by striking out the words "the Sheriff." Further amend section 1 by adding a new paragraph to the section reading "The Sheriff shall receive twenty-seven hundred (\$2,700) dollars per annum."

Amend section 2 of Assembly Bill No. 53, page 1, line 19 to page 2, line 3: Following the figure "4" strike out all of section 2 and insert in lieu thereof the following: "The Sheriff may appoint such deputies as his office may, from time to time, require, who shall receive monthly salaries to be fixed by the Board of County Commissioners, to be allowed, audited, and paid as salaries of other county officers; *provided*, that the Sheriff may appoint other deputies who shall serve without compensation."

Amend section 3 of Assembly Bill No. 53, page 2, lines 12 to 16, inclusive, by striking out after the period and beginning with the word "the" all of section 3 down to and including the word "seat." Amend section 4 of Assembly Bill No. 53, page 2, line 22, by striking out the word "Sheriff." Page 2, line 29, strike out the whole line. Page 2, line 30, strike out the words "per month."

C. O. BASTIAN, *Chairman.*

Mr. Speaker appointed Messrs. Sowers, Murphy, and Capurro to meet with a like committee from the Senate to wait upon Associate Justice Edward A. Ducker and present him with a copy of Senate Joint Resolution No. 7.

Mr. Mack moved that the Assembly concur in the Senate amendments to Assembly Bill No. 90.

Carried.

Mr. Kelly moved that the Assembly adjourn until Monday, March 1, 1943, at 11 a. m.

Carried.

Assembly adjourned at 2:48 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*

## THE FORTY-THIRD DAY

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CARSON CITY (Monday), March 1, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by the Chaplain, Reverend J. L. Harvey.

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

Carried.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 145 and 146, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

*Mr. Speaker:*

Your Committee on Education has had Assembly Bill No. 121 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. 121, page 4, between lines 18 and 19, by inserting a new paragraph to read as follows: "The term 'total service credit' as used in this Act shall mean the number of years of teaching service in Nevada, plus the number of years of teaching service outside Nevada. Original members shall be allowed to count not more than fifteen (15) years of teaching service outside Nevada. New members shall be allowed to count (1) year of service outside Nevada for each two (2) years of service in Nevada, but not more than ten (10) years of such service may be counted. For both original members and new members the last ten (10) years of teaching service shall have been in Nevada."

On page 6, between lines 23 and 24, insert a new section to be known as section 5½, to read as follows: "SEC. 5½. Section 12 of the above-entitled Act is hereby amended to read as follows: Section 12. Every teacher who in and after the fiscal year in which age 60 is attained has complied with all other requirements of this Act and has at least 30 years of total service credit shall be entitled to retire and receive a retirement salary or the annuities provided for in this Act. An original member upon retirement and upon fulfillment of all the requirements of this Act shall be entitled to receive, during life, a retirement salary under plan No. 1 of section 10 hereof, or a retirement salary and a member's annuity matched by a State annuity as provided under plan No. 2 of section 10 hereof. A new member upon retirement and upon fulfillment of all the requirements of this Act shall be entitled to receive, during life, a member's annuity as provided in section 15 and a State annuity as provided in section 17 hereof. In the case of any teacher coming within the provisions of section 14 of this Act, the minimum age requirement of sixty (60) years for retirement under the provisions of this Act shall not apply. The foregoing minimum retirement age of sixty (60) shall not be a requirement for retirement in case of original members who have completed, on or before the effective date of this Act, at least twenty school years of the 30 years of total service credit required under section 12 hereof; and said teachers, upon making written request to the public school teachers retirement

salary fund board, and after fulfillment of all other requirements as stated in this Act, may be retired and receive the retirement benefits provided by this Act. Nothing in this section shall prevent a teacher from receiving retirement salary after the age of sixty (60) who has withdrawn from active service after thirty (30) years of teaching service, but before reaching the age of sixty (60), and who has met all other necessary requirements of this Act for obtaining retirement benefits."

Further amend, page 6, section 6, line 26, by striking out all following the period in line 26, down to and including the period in line 9, page 7, and inserting in lieu the following: "SEC. 14. The Public School Teachers Retirement Salary Fund Board is hereby given power to allow the retirement from teaching of any teacher who has reached the age of or is over the age of fifty-five (55) years, and who has 30 years or more of total service credit, when, by reason of physical or mental infirmity or disability, such teacher is physically or mentally incapacitated for further teaching service. The Public School Teachers Retirement Salary Fund Board is hereby given sole power to determine the capacity or incapacity for further teaching service of the teacher in each individual case."

A. C. GRANT, *Chairman.*

COMMUNICATIONS FROM STATE OFFICERS

SUPREME COURT OF NEVADA

EDWARD A. DUCKER, JUSTICE

CARSON CITY, NEVADA, March 1, 1943.

*To the Honorable the Assembly:*

I was officially notified by your committee of the Assembly action in adopting unanimously Senate Joint Resolution No. 7, introduced by Senator Haight, memorializing me on my seventy-third birthday.

Your honorable committee also presented to me in my Chambers a copy of the resolution properly certified under the seal of the State.

I am writing this letter to thank the Assembly for the consideration and commendation accorded me in such a gracious and public manner. The resolution is generous in conception, rich in sentiment, and couched in glowing language. My appreciation of this golden opinion of my character and life's work expressed by the Legislative Department of the State is profoundly felt and will endure.

Gratefully yours,

EDWARD A. DUCKER,

*Justice of the Supreme Court of the State of Nevada.*

STATE OF OKLAHOMA

HOUSE OF REPRESENTATIVES

NINETEENTH LEGISLATIVE SESSION

OKLAHOMA CITY, February 20, 1943.

*Honorable Denver Dickerson, Speaker of the Assembly, State of Nevada, Carson City, Nevada.*

DEAR SIR: This is to acknowledge receipt of your Assembly Joint Resolution No. 5 forwarded to me on the fifteenth of February. I will have it read before our House this coming week, and will advise you of any action taken.

Very truly,

HAROLD FREEMAN.

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Ways and Means has had Senate Joint Resolution No. 5 under consideration, and begs to report favorably on the same, with the recommendation that it do pass, as amended. Amend Senate Joint Resolution No. 5, page 1, line 17, after the word "Senate" insert the words "and Assembly."

Also, Senate Bills Nos. 54 and 58, and reports 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, as amended. Amend section 4 of Senate Bill No. 27, page 2, line 18, strike out the figures "\$11,500" and substitute therefor the words and figures "nine thousand one hundred (\$9,100) dollars."

H. L. COVINGTON, *Chairman.*

*Mr. Speaker:*

Your Committee of Douglas County Delegation has had Assembly Bill No. 142 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 143, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Assembly Bill No. 143 by striking out the word "Minden," in line 20, page 2 of the printed bill, and substituting therefor the word "Gardnerville."

DUANE E. MACK, *Chairman.*

*Mr. Speaker:*

Your Select Committee of Clark County has had Assembly Bill No. 54 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. 54 by striking out the period after the word "Williams" in the last line of the title, and inserting the following: "and to repeal chapter 85, Statutes of 1941, approved March 24, 1941."

AMBROSE M. MURPHY, *Chairman.*

There being no objections, the Speaker and Chief Clerk signed Assembly Joint Resolution No. 13, Senate Joint Resolutions Nos. 6 and 7, and Assembly Bills Nos. 47, 52, 94, and 111.

Mr. Speaker pro tem in the Chair.

#### 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, 15; nays, 2.

Also, Senate Bill No. 64, which passed: Yeas, 17; nays, none.

Also, Senate Concurrent Resolution No. 1, which was this day adopted by the Senate.

Also, to return Assembly Bill No. 89, which passed: Yeas, 17; nays, none.

BETTY MILLS,

*Assistant Secretary of the Senate.*

#### MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Smith moved that Assembly Bill No. 147 be withdrawn from the Committee on Labor and referred to the Committee on Ways and Means.

Carried.

#### INTRODUCTION AND FIRST READING

By Committee on Ways and Means:

Assembly Bill No. 150—An Act to provide for additional and supplemental appropriation for the Crippled Children's Services Division of the State Board of Health in cooperation with the Federal Government.

Mr. Covington moved that 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 Ways and Means:

Assembly Bill No. 151—An Act to provide for additional and supplemental appropriation for the Dental Hygiene Section of the State Board of Health in cooperation with the Federal Government.

Mr. Covington moved that 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. Johnson moved that rules be suspended, and that he be permitted to introduce a bill.

Carried.

By Mr. Johnson:

Assembly Bill No. 152—An Act to amend 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 therefor, defining the powers and duties of certain 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, together with the Acts amendatory thereof or supplemental thereto, approved March 28, 1941.

Mr. Johnson moved that 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.

Mr. Speaker in the Chair.

Senate Bill No. 41.

Mr. Kelly moved that 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. 64.

Mr. Donnelly moved that 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.

Senate Concurrent Resolution No. 1.

Mr. Kelly moved the adoption of the concurrent resolution.

Resolution adopted.

## GENERAL FILE AND THIRD READING

Senate Bill No. 60.

Remarks by Mr. Sowers.

Roll call on Senate Bill No. 60 :

YEAS—Allen, Bastian, Berney, Boak, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—38.

NAYS—None.

Absent—Burke and Monroe—2.

Senate Bill No. 60 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 55.

Remarks by Messrs. Sowers and Boak.

Roll call on Senate Bill No. 55 :

YEAS—Allen, Bastian, Berney, Boak, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Moore, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—37.

NAYS—None.

Absent—Burke, Monroe, and Ryan—3.

Senate Bill No. 55 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Joint Resolution No. 20.

Remarks by Mr. Strosnider.

Roll call on Assembly Joint Resolution No. 20 :

YEAS—Allen, Bastian, Berney, Boak, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Moore, Munk, Murphy, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—36.

NAYS—None.

Absent—Burke, Henrichs, Monroe, and Phillips—4.

Assembly Joint Resolution No. 20 having received a constitutional majority, Mr. Speaker declared it adopted.

Senate Bill No. 43.

Mr. Donnelly moved that section 1 be amended by striking the figures "10" in line 1, page 2, and substitute the figure "8."

Mr. Donnelly moved the adoption of the amendment.

Remarks by Messrs. Grant and Strosnider.

Amendment lost.

Remarks by Mr. Grant.

Roll call on Senate Bill No. 43 :

YEAS—Allen, Bastian, Boak, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—36.

NAYS—None.

Absent—Berney, Burke, and Johnson—3.

Not voting—Mr. Speaker.



Senate Bill No. 43 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 62.

Remarks by Mr. Kelly.

Roll call on Senate Bill No. 62:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—38.

NAYS—None.

Absent—Johnson.

Not voting—Mr. Speaker.

Senate Bill No. 62 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 53.

Mr. Duffin moved the adoption of the committee amendment to section 1.

Amendment adopted.

Mr. Duffin moved the adoption of the further committee amendment to section 1.

Amendment adopted.

Mr. Duffin moved the adoption of the committee amendment to section 2.

Amendment adopted.

Mr. Duffin moved the adoption of the committee amendment to section 3.

Amendment adopted.

Mr. Duffin moved the adoption of the committee amendments to section 4.

Amendments adopted.

Remarks by Messrs. Duffin and Phillips.

Roll call on Assembly Bill No. 53:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Donnelly, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—38.

NAYS—None.

Absent—Murphy.

Not voting—Mr. Speaker.

Assembly Bill No. 53 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. Kelly moved the Assembly recess to the call of the Chair.

Assembly in recess at 12:08 p. m.

## HOUSE IN SESSION

At 2:53 p. m.

Mr. Speaker in the Chair.

Quorum present.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Banks and Banking has had Senate Bill No. 32 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. F. McELROY, *Chairman.*

*Mr. Speaker:*

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

Also, Senate Bill No. 44, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Senate Bill No. 44, page 1, line 9, by striking out the comma and adding a period in lieu thereof, and striking out the balance of the section.

J. F. McELROY, *Chairman.*

*Mr. Speaker:*

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

MARY SHARP, *Chairman.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Senate Bill No. 38 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Senate Bill No. 38, page 2, line 19, by striking out the words and figures "eleven thousand five hundred dollars (\$11,500)," and inserting in lieu thereof the words and figures "nine thousand five hundred (\$9,500) dollars." Section 2, page 2, lines 26 and 27, strike out the words and figures "eleven thousand five hundred dollars (\$11,500)," and insert in lieu thereof the words and figures "nine thousand five hundred (\$9,500) dollars."

Also, Assembly Bill No. 113, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Assembly Bill No. 113, page 1, lines 12 and 13, by striking out the words and figures "forty-eight thousand two hundred (\$48,200)," and substitute in lieu thereof the words and figures "thirty thousand (\$30,000)."

Also, Assembly Bill No. 19, and reports same without recommendation.

H. L. COVINGTON, *Chairman.*

*Mr. Speaker:*

Your Committee of Washoe County Delegation has had Assembly Bill No. 145 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

PETER A. BURKE, *Chairman.*

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Joint Resolution No. 13, and Assembly Bills Nos. 47, 52, 94, and 111 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

W. B. TAVELLE, *Chairman.*

Mr. Strosnider moved that the Assembly return to Order of Business No. 8.

Carried.

## MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Strosnider moved that Senate Bill No. 64 be withdrawn from the Committee on Claims and referred to a Select Committee of the Mineral County Delegation.

Carried.

Remarks by Mr. Phillips.

Mr. Phillips moved that Assembly Bill No. 118 be withdrawn from the Committee on Social Welfare and placed on the general file for the next legislative day.

Messrs. Phillips, Ryan, and Donnelly moved for a roll call.

Roll call on motion to withdraw Assembly Bill No. 118 from Committee on Social Welfare and place it on general file for the next legislative day:

YEAS—Allen, Berney, Boak, Burke, Capurro, Covington, Crawford, Donnelly, Fisher, Hall, Henrichs, Jepson, Johnson, Kleppe, Munk, Phillips, Ruedy, Ryan, Smith, Stark, Tandy, Tavelle, White, and Woods—24.

NAYS—Bastian, Duffin, Floathe, Kelly, Mack, McElroy, Monroe, Moore, Sharp, Sowers, Strosnider, and Taber—12.

Absent—Carlson, Grant, and Murphy—3.

Not voting—Mr. Speaker.

The Speaker declared the motion carried.

Mr. Covington moved that the Assembly return to Order of Business No. 10.

Carried.

#### INTRODUCTION AND FIRST READING

By Committee on Ways and Means:

Assembly Bill No. 153—An Act to create a War Veterans Civilian Readjustment Fund for the rehabilitation and other assistance for war veterans, and to provide an appropriation therefor; to authorize the State Board of Finance to invest the fund in United States Government Bonds; to authorize the said State Finance Board to accept gifts of money or property, and other matters properly relating thereto.

Mr. Covington moved that 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 State Institutions has had Senate Bill No. 25 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

O. D. JEPSON, *Chairman.*

Mr. Kelly moved that the Assembly adjourn.

Messrs. Kelly, Jepson, and Phillips moved a roll call on motion to adjourn.

Roll call on motion to adjourn:

YEAS—Allen, Bastian, Capurro, Covington, Donnelly, Duffin, Fisher, Floathe, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, Monroe, Moore, Munk, Phillips, Ruedy, Smith, Sowers, Strosnider, Taber, Tavelle, Woods, and Mr. Speaker—27.

NAYS—Boak, Crawford, McElroy, Ryan, Sharp, Tandy, and White—7.

Absent—Berney, Burke, Carlson, Grant, and Murphy—5.

Not voting—Stark.

Motion to adjourn carried.

Mr. Speaker declared the Assembly adjourned until Tuesday, March 2, 1943, at 11 a. m.

Assembly adjourned at 3:10 p. m.

Approved:

DENVER DICKERSON,  
*Speaker of the Assembly.*

Attest: E. C. MULCAHY,  
*Chief Clerk of the Assembly.*

THE FORTY-FOURTH DAY

CARSON CITY (Tuesday), March 2, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Carlson and Donnelly, who were excused.

Prayer by the Chaplain, Reverend J. L. Harvey.

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

Carried.

REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 149, hereto attached, is a correct copy of the triplicate thereof in its possession.

DOUG TANDY, *Chairman.*

MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Resolution No. 20, which was adopted by the Senate on February 26, 1943, and to return herewith Senate Bill No. 24, as requested in said resolution.

Also, to present for the consideration of your honorable body Senate Bill No. 46, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 49, which passed, as amended: Yeas, 17; nays, none. Amend section 1, line 4, page 1 of the printed bill, by changing the words and figures "three thousand (\$3,000)" to "five thousand (\$5,000)"; further amend said section, line 10, page 1, by inserting after the semicolon the following: "and an amount not to exceed two thousand (\$2,000) dollars for furniture for the quarters of the male patients"; and further amend said section, line 13, page 1, by inserting after the word "the" the words "interior of the."

Also, Senate Bill No. 57, which passed, as amended: Yeas, 17; nays, none. Amend section 1 by striking out all of lines 1 to 5, inclusive, on page 1, following the word and figure "section 1," in line 1, and inserting in lieu thereof: "Section 67½ of the above-entitled Act as the same appears in the Statutes of Nevada 1941, page 111, is hereby amended so as to read as follows:"

Also, the following Senate bills which this day passed the Senate by the votes respectively indicated: No. 61, yeas, 17; nays, none; No. 66, yeas, 17; nays, none.

Also, to return Assembly Bill No. 38, which passed, as amended: Yeas, 12; nays, 5. Amend the title by striking therefrom the words "the same being sections 1231-1247 Nevada Compiled Laws 1929."

Also, Assembly Bill No. 63, which passed, as amended: Yeas, 17; nays, none. Amend section 1 by striking the words "six months from" in line 8, and substituting in lieu thereof the word "to."

Also, the following Assembly bills, which passed the Senate this day by the votes respectively indicated: No. 30, yeas, 17; nays, none; No. 41, yeas, 17; nays, none; No. 69, yeas, 17; nays, none; No. 70, yeas, 17; nays, none; No. 79, yeas, 17; nays, none; No. 100, yeas, 17; nays, none; No. 101, yeas, 17;

nays, none; No. 110, yeas, 17; nays, none; No. 112, yeas, 17; nays, none; No. 127, yeas, 17; nays, none.

Also, Assembly Joint Resolution No. 12, which this day passed: Yeas, 17; nays, none.

BETTY MILLS,

*Assistant Secretary of the Senate.*

#### MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Kelly moved that the Assembly do concur in the Senate amendment to Assembly Bill No. 38.

Carried.

Mr. Kelly moved that the Assembly do concur in the Senate amendment to Assembly Bill No. 63.

Carried.

Mr. Burke moved that the rules be suspended, and the Assembly rescind all of the action taken on Senate Bill No. 24.

Remarks by Messrs. Boak and Burke.

Motion carried.

Mr. Burke moved that Senate Bill No. 24 be placed at the top of the general file for this legislative day.

Carried.

There being no objections, the Speaker and Chief Clerk signed Assembly Bills Nos. 89 and 90.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bills Nos. 134, 138, and 108, and Senate Bills Nos. 16 and 17 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

J. F. McELROY, *Chairman.*

#### MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Burke moved that Senate Bill No. 27 be withdrawn from the general file and referred to the Committee on State Publicity.

Remarks by Messrs. Covington and Burke.

Motion lost.

#### INTRODUCTION AND FIRST READING

Senate Bill No. 46.

Mr. Kelly moved that 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. 49.

Mr. Kelly moved that 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. 57.

Mr. Kelly moved that rules be suspended, reading so far had con-

sidered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Bill No. 61.

Mr. Kelly moved that 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. 66.

Mr. Kelly moved that 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.

There being no objections, the Speaker and Chief Clerk signed Senate Bills Nos. 23 and 8.

GENERAL FILE AND THIRD READING

Senate Bill No. 24.

Mr. Burke moved that section 1 be amended, page 2, line 3, by changing the period to a comma and adding the words "every newspaper printed and published at regular intervals, two times each month, shall be considered a semimonthly newspaper within the meaning of this Act."

Amendment adopted.

Mr. Burke moved that section 2, page 2, line 8 of the printed bill, be amended by adding the word "semimonthly" after the comma at the end of the line.

Amendment adopted.

Mr. Burke moved that section 2, page 2, line 14, be further amended by inserting the word "semimonthly" before the word "or."

Amendment adopted.

Remarks by Mr. Burke.

Roll call on Senate Bill No. 24:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Carlson and Donnelly—2.

Not voting—Mr. Speaker.

Senate Bill No. 24 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 121.

Mr. Grant moved the adoption of the committee amendment to section 1.

Amendment adopted.

Mr. Grant moved the adoption of the committee amendment to add a new section known as section 5½.

Remarks by Mr. Monroe.

Amendment adopted.

Mr. Grant moved the adoption of the committee amendment to section 6.

Amendment adopted.

Remarks by Messrs. Grant and Boak.

Roll call on Assembly Bill No. 121 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—36.

NAYS—None.

Absent—Carlson, Donnelly, and Ryan—3.

Not voting—Mr. Speaker.

Assembly Bill No. 121 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. Burke moved that the Assembly return to Order of Business No. 8.

Carried.

#### MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Burke moved that the rules be suspended and Senate Bill No. 24, which passed the Assembly this day, be transmitted to the Senate.

Carried.

Mr. McElroy moved that Senate Bill No. 32 be taken from the general file and referred to the Committee on Judiciary.

Carried.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 89 and 90 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

W. B. TAVELLE, *Chairman.*

#### GENERAL FILE AND THIRD READING

Senate Joint Resolution No. 5.

Mr. Covington moved the adoption of the committee amendment to Senate Joint Resolution No. 5.

Amendment adopted.

Roll call on Senate Joint Resolution No. 5 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—37.

NAYS—None.

Absent—Carlson, Donnelly, and Monroe—3.

Senate Joint Resolution No. 5 having received a constitutional majority, Mr. Speaker declared it adopted, as amended.

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

Carried.

Assembly in recess at 12:01 p. m.



## HOUSE IN SESSION

At 1:43 p. m.

Mr. Speaker in the Chair.

Quorum present.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 150, 151, 152, and 153, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

## GENERAL FILE AND THIRD READING

Remarks by Mr. Covington.

Roll call on Senate Bill No. 58:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, and Woods—34.

NAYS—None.

Absent—Carlson, Donnelly, Hall, Murphy, and White—5.

Not voting—Mr. Speaker.

Senate Bill No. 58 having received a constitutional majority, Mr. Speaker declared it passed, and the preamble adopted.

Senate Bill No. 54.

Remarks by Mr. Covington.

Roll call on Senate Bill No. 54:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Covington, Duffin, Fisher, Floathe, Grant, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—33.

NAYS—Crawford and Johnson—2.

Absent—Carlson, Donnelly, Hall, and Murphy—4.

Not voting—Mr. Speaker.

Senate Bill No. 54 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 27.

Mr. Covington moved the adoption of the committee amendment to section 4.

Amendment adopted.

Roll call on Senate Bill No. 27:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—35.

NAYS—None.

Absent—Carlson, Donnelly, Hall, and Murphy—4.

Not voting—Mr. Speaker.

Senate Bill No. 27 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 142.

Remarks by Messrs. Mack and Burke.

Roll call on Assembly Bill No. 142 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—34.

NAYS—None.

Absent—Carlson, Donnelly, Hall, Murphy, and Phillips—5.

Not voting—Mr. Speaker.

Assembly Bill No. 142 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 143.

Mr. Mack moved the adoption of the committee amendment to section 1.

Amendment adopted.

Remarks by Mr. Mack.

Roll call on Assembly Bill No. 143 :

YEAS—Allen, Bastian, Berney, Boak, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—36.

NAYS—None.

Absent—Burke, Carlson, and Donnelly—3.

Not voting—Mr. Speaker.

Assembly Bill No. 143 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 54.

Roll call on Assembly Bill No. 54 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Carlson and Donnelly—2.

Not voting—Mr. Speaker.

Assembly Bill No. 54 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Grant moved the adoption of the committee amendment to the title.

Title amendment adopted.

Senate Bill No. 26.

Remarks by Mr. McElroy.

Roll call on Senate Bill No. 26 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Carlson and Donnelly—2.

Not voting—Mr. Speaker.

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

Senate Bill No. 44.

Mr. McElroy moved the adoption of the committee amendment to section 1.

Amendment adopted.

Remarks by Mr. McElroy.

Roll call on Senate Bill No. 44 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—36.

NAYS—None.

Absent—Carlson, Donnelly, and Hall—3.

Not voting—Mr. Speaker.

Senate Bill No. 44 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly in recess at 2:10 p. m.

### HOUSE IN SESSION

At 2:17 p. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. McElroy moved that the Assembly reconsider the vote on the title of Senate Bill No. 44.

Carried.

Mr. McElroy moved that the title of Senate Bill No. 44 be amended by striking out the comma in next to the last line of the title, and adding in lieu thereof a period, and strike out the remainder of the title.

Amendment adopted.

Senate Bill No. 18.

Remarks by Messrs. Burke and Boak.

Roll call on Senate Bill No. 18 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—35.

NAYS—None.

Absent—Carlson, Donnelly, and Hall—3.

Not voting—McElroy and Mr. Speaker—2.

Senate Bill No. 18 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 38.

Mr. Covington moved the adoption of the committee amendment to section 1.

Amendment adopted.

Mr. Covington moved the adoption of the committee amendment to section 2.

Amendment adopted.

Roll call on Senate Bill No. 38 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Covington, Crawford,

Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—35.

NAYS—None.

Absent—Carlson, Donnelly, and Johnson—3.

Not voting—Sharp and Mr. Speaker—2.

Senate Bill No. 38 having received a constitutional majority, Mr. Speaker declared it passed, as amended, and the preamble adopted.

Mr. Kelly moved the Assembly recess.

Carried.

Assembly in recess at 2:29 p. m.

### HOUSE IN SESSION

At 3:15 p. m.

Mr. Speaker in the Chair.

Quorum present.

There being no objections, the Speaker and Chief Clerk signed Senate Bill No. 62.

### GENERAL FILE AND THIRD READING

Assembly Bill No. 113.

Mr. Covington moved the adoption of the committee amendment to section 1.

Amendment adopted.

Roll call on Assembly Bill No. 113:

YEAS—Allen, Berney, Burke, Capurro, Carlson, Covington, Floathe, Grant, Hall, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tavelle, White, and Woods—30.

NAYS—Bastian, Crawford, Duffin, Fisher, and Henrichs—5.

Absent—Donnelly.

Not voting—Boak, Johnson, Tandy, and Mr. Speaker—4.

Assembly Bill No. 113 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 19.

Remarks by Messrs. Covington, Monroe, Smith, Burke, Murphy, and Crawford.

Roll call on Assembly Bill No. 19:

YEAS—Burke, Carlson, Covington, Crawford, Fisher, Floathe, Grant, Hall, Jepson, Kelly, Mack, McElroy, Murphy, Phillips, Ryan, Smith, Sowers, Strosnider, Taber, Tavelle, White, and Mr. Speaker—22.

NAYS—Allen, Bastian, Berney, Boak, Capurro, Duffin, Henrichs, Johnson, Kleppe, Monroe, Moore, Munk, Ruedy, Sharp, Stark, Tandy, and Woods—17.

Absent—Donnelly.

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

Assembly in recess at 3:51 p. m.

## HOUSE IN SESSION

At 3:58 p. m.

Mr. Speaker in the Chair.

Quorum present.

## GENERAL FILE AND THIRD READING

Assembly Bill No. 145.

Remarks by Mr. Burke.

Roll call on Assembly Bill No. 145:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, and Woods—36.

NAYS—None.

Absent—Donnelly, Henrichs, and White—3.

Not voting—Mr. Speaker.

Assembly Bill No. 145 having received a constitutional majority, Mr. Speaker declared it passed, and the preamble adopted.

Assembly Bill No. 118.

Mr. Phillips moved that section 2 be amended, page 2, line 10, after the word "Controller" strike out the period and insert in lieu thereof a semicolon, and add the following: "*provided*, that in case of the death of any participant in the said fund the seventy-five percent (75%) of the amount paid in, referred to in this section, will be returned to the surviving wife, if there be one, or to the executor or administrator of the estate of the deceased, upon written application to the State Controller, supported by either an order of the court determining that the surviving wife is entitled to the community property, or by certified copy of letter of appointment of executor or administrator of the estate of the participant."

Amendment adopted.

Remarks by Messrs. Phillips, Grant, Tandy, Henrichs, Sowers, and Crawford.

Messrs. Monroe, Kelly, and McElroy moved the previous question.

Carried.

Roll call on Assembly Bill No. 118:

YEAS—Crawford, Hall, and Phillips—3.

NAYS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Duffin, Fisher, Floathe, Grant, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Ruedy, Ryan, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—33.

Absent—Donnelly and Sharp—2.

Not voting—Johnson and Mr. Speaker—2.

Assembly Bill No. 118 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Senate Bill No. 25.

Remarks by Messrs. Monroe and Jepson.

Roll call on Senate Bill No. 25:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington,

Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Smith, Sowers, Stark, Strosnider, Taber, Tandy, White, and Woods—36.

NAYS—None.

Absent—Donnelly and Sharp—2.

Not voting—Tavelle and Mr. Speaker—2.

Senate Bill No. 25 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Burke gave notice that on the next legislative day he would move for reconsideration of the vote by which Senate Bill No. 18 passed.

Remarks by Mr. Phillips.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Ways and Means has had Senate Bill No. 10 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

Amend section 15 of Senate Bill No. 10, page 7, line 14, strike the figures \$38,700.00 and insert the figures \$39,700.00. Page 7, line 22, strike out the figures \$2,000.00 and insert the figures \$3,000.00.

Section 22, page 10, line 7, strike out the figures \$10,000.00 and insert the figures \$25,000.00. Page 10, line 11, strike out the figures \$2,500.00 and insert the figures \$17,500.00.

Section 29, page 12, line 5, strike out the figures \$19,825.00 and insert the figures \$20,825.00. Page 12, line 10, strike out the figures \$2,000.00 and insert the figures \$3,000.00.

Section 32, page 13, line 1, strike out the figures \$34,000.00 and insert the figures \$35,000.00. Page 13, line 5, strike out the figures \$2,750.00 and insert the figures \$3,750.00.

Section 34, page 13, line 23, change the figures \$20,350.00 to \$20,600.00. Line 25, change the figures \$350.00 to \$600.00. Page 14, after line 14 add a new section numbered section 38. "Sec. 38. Noxious Weed Control. For support of noxious weed control under direction of State Quarantine Officer, \$8,000.00. Apportioned as follows: Salary of employees, \$5,135.00; traveling expenses, \$1,766.00; office and general supplies and expenses, \$510.00; equipment, \$589.00." Renumber the remaining sections, section 38 being section 39, etc.

H. L. COVINGTON, *Chairman.*

Mr. Kelly moved that the Assembly adjourn.

Carried.

Mr. Speaker declared the Assembly adjourned until Wednesday, March 3, 1943, at 11 a. m.

Assembly adjourned at 4:40 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*

**THE FORTY-FIFTH DAY**

CARSON CITY (Wednesday), March 3, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Donnelly and Stark, who were excused.

Prayer by the Chaplain, Reverend J. L. Harvey.

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

Carried.

**REPORTS OF COMMITTEES**

*Mr. Speaker:*

Your Committee on Social Welfare 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.

LEWIS L. SOWERS, *Chairman.*

*Mr. Speaker:*

Your Committee on Fish and Game has had Assembly Bill No. 152 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. 152, page 2, line 8, by striking out the brackets and the word "April" as it occurs in the brackets, and insert after the word "of" as it first occurs in the line the word "May."

Also, Assembly Bill No. 98, reports unfavorably on the same, with the recommendation that it do not pass.

WARREN MONROE, *Chairman.*

*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.

PETER A. BURKE, *Chairman.*

*Mr. Speaker:*

Your Committee on Public Printing has had Assembly Bill No. 56 under consideration, and begs leave to report favorably on the same, with the recommendation that we concur in Senate amendments.

PETER A. BURKE, *Chairman.*

Mr. Burke moved that the Assembly do concur in the Senate Amendments to Assembly Bill No. 56.

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. 47, which this day passed the Senate, as amended, by the following vote: Yeas, 13; nays, 4. Amend section 1 by inserting after the word "hospital," line 5, page 1 of the printed bill, the following: "may with the approval of the board having supervision over said hospital discharge any patient at any time; *provided, however,* said superintendent"; and further amend said section by inserting a period after the word "discharged" in line

14, page 1, and inserting thereafter the following: "No patient shall be discharged except."

Also, I have the honor herewith to advise your honorable body that the Senate this day concurred in the Assembly amendments to Senate Bill No. 24.

BETTY MILLS.

*Assistant Secretary of the Senate.*

Pursuant to notice, Mr. Burke moved that the Assembly reconsider the vote on Senate Bill No. 18.

Motion carried.

Mr. McElroy moved that Senate Bill No. 10 be withdrawn from the general file and placed on the Chief Clerk's desk.

Motion carried.

Mr. Kelly moved that Senate Bill No. 10 be made a Special Order of Business for Monday, March 8, 1943, at 2 p. m.

Mr. Monroe moved to amend, and that Senate Bill No. 10 be made a Special Order of Business for Thursday, March 4, 1943, at 11:30 a. m.

Amendment lost.

Original motion carried, and Senate Bill No. 10 was made a Special Order of Business for Monday, March 8, 1943, at 2 p. m.

#### INTRODUCTION AND FIRST READING

Mr. Berney moved that the rules be suspended, and he be permitted to introduce a bill.

By Churchill County Delegation:

Assembly Bill No. 154—An Act to amend an Act entitled "An Act concerning certain officers in the county of Churchill, State of Nevada, fixing the salaries and compensation, and other matters properly relating thereto, approved March 5, 1937.

Mr. Berney moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Churchill County Delegation.

Carried.

Mr. Jepson moved that rules be suspended, and he be permitted to introduce a bill.

Carried.

By Mr. Jepson:

Assembly Bill No. 155—An Act authorizing the Board of Commissioners of the Nevada Hospital for Mental Diseases to convey to the Department of Highways of the State of Nevada all its rights, title, and use of certain State lands situate in Washoe County, now under the jurisdiction of said Board of Commissioners.

Mr. Jepson moved that 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. Ryan moved that rules be suspended, and he be permitted to introduce a bill.

Carried.



By Mr. Ryan :

Assembly Bill No. 156—An Act to amend an Act entitled "An Act authorizing and regulating boxing and wrestling contests for prizes or purses, or where an admission is charged, and limiting such boxing contests to fifteen rounds; to create the Nevada Athletic Commission, empowered to license and regulate such contests and all participants therein; to prescribe conditions under which such licenses shall be issued and contests held, authorizing the said commission to appoint county inspectors; to prescribe a penalty for violations of this Act, and other matters properly relating thereto," approved March 13, 1941, by adding thereto a new section to be known as section 11½.

Mr. Ryan moved that 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 White Pine County Delegation :

Assembly Bill No. 157—An Act to amend an Act entitled "An Act to amend section 9 of '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, as amended by Acts of March 25, 1931, and March 28, 1933," approved February 16, 1935.

Mr. Carlson moved that 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 White Pine County Delegation :

Assembly Bill No. 158—An Act to amend an Act entitled "An Act authorizing and empowering the State Board of Examiners to fix the amount of expense money for traveling and subsistence charges per day of District Judges, State officers, commissioners, representatives, and all other employees of the State who, under the law, are required to file their claims with the Board of Examiners for allowance and approval, and repealing all Acts and parts of Acts in conflict herewith, approved February 3, 1928," as amended Statutes 1931, 204; 1933, 184, 185, approved February 27, 1939.

Mr. Carlson moved that 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. 47.

Mr. Kelly moved that 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. 134.

Remarks by Messrs. Grant and Mack.

Roll call on Assembly Bill No. 134 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Kelly, Kleppe, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, and Woods—34.

NAYS—Johnson, Mack, and White—3.

Absent—Donnelly and Stark—2.

Not voting—Mr. Speaker.

Assembly Bill No. 134 having received a constitutional majority, Mr. Speaker declared it passed, and the preamble adopted.

Assembly Bill No. 138.

Remarks by Mr. McElroy.

Roll call on Assembly Bill No. 138 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Donnelly and Stark—2.

Not voting—Mr. Speaker.

Assembly Bill No. 138 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 108.

Remarks by Mr. Kelly.

Roll call on Assembly Bill No. 108 :

YEAS—Allen, Bastian, Boak, Burke, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Jepson, Kelly, McElroy, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Taber, Tandy, and Woods—26.

NAYS—Kleppe, Mack, Munk, Strosnider, and White—5.

Absent—Donnelly and Stark—2.

Not voting—Berney, Henrichs, Johnson, Monroe, Moore, Tavelle, and Mr. Speaker—7.

Assembly Bill No. 108 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 16.

Remarks by Mr. McElroy.

Roll call on Senate Bill No. 16 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Donnelly and Stark—2.

Not voting—Mr. Speaker.

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

Senate Bill No. 17.

Remarks by Mr. Taber.

Roll call on Senate Bill No. 17 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, and Woods—36.

NAYS—None.

Absent—Donnelly, McElroy, and Stark—3.

Not voting—Mr. Speaker.

Senate Bill No. 17 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly in recess at 11:39 a. m.

### HOUSE IN SESSION

At 11:48 a. m.

Mr. Speaker in the Chair.

Quorum present.

### GENERAL FILE AND THIRD READING

Senate Bill No. 18.

On the request of Mr. McElroy, Chairman of the Committee on Judiciary, the Judiciary Committee amendments to Senate Bill No. 18 were withdrawn.

Remarks by Messrs. Kelly and Burke.

Roll call on Senate Bill No. 18 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, and Woods—36.

NAYS—None.

Absent—Donnelly, Monroe, and Stark—3.

Not voting—Mr. Speaker.

Senate Bill No. 18 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Kelly moved that the Assembly recess until 12:30 p. m.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bills Nos. 150 and 151 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

H. L. COVINGTON, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Senate Bills Nos. 31, 42, and 56, and Senate Joint Resolution No. 4 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

J. F. McELROY, *Chairman.*

## MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Johnson moved that the amendments to Senate Bill No. 10 be printed.

Carried.

Remarks by Messrs. Covington, Johnson, Mack, Kelly, Grant, and Tandy.

Motion to recess carried.

Assembly in recess at 12:07 p. m.

## HOUSE IN SESSION

At 12:40 p. m.

Mr. Speaker in the Chair.

Quorum present.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Roads and Highways has had Senate Bill No. 61 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 128, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Assembly Bill No. 128, line 5, page 1, by striking the word "are" and substitute therefor the word "is."

A. C. GRANT, *Chairman.*

*Mr. Speaker:*

Your Committee on Internal Improvements has had Assembly Bill No. 117 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend the title so as to read: "An Act requiring all State departments and boards, and farm bureaus, to purchase photoengraved plates from firms maintaining their principal place of business within the State of Nevada. Amend section 1 of the bill as follows: Strike the words "department of" in line 4, page 1 of the Act; strike the words "government, county, municipality," line 4, page 1, and the words "town, school district, irrigation district" in line 5 of page 1, and then inserting after the word "State" in line 4, page 1 of the bill, the words "department or board."

H. O. HALL, *Chairman.*

*Mr. Speaker:*

Your Committee on Banks and Banking has had Senate Bill No. 32 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. F. McELROY, *Chairman.*

Mr. Boak asked that rules be suspended and he be permitted to introduce a bill.

Carried.

By Mr. Boak (by request):

Assembly Bill No. 159—An Act authorizing and directing the State Controller to make necessary entries in the records of his office so that the same shall conform to the records in the office of the State Treasurer, in the matter of payments made to the State under Boulder Canyon Project Adjustment Act.

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.

Mr. Kelly moved the Assembly adjourn.  
Carried.

Mr. Speaker declared the Assembly adjourned until Thursday,  
March 4, 1943, at 11 a. m.

Assembly adjourned at 12:47 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*

## THE FORTY-SIXTH DAY

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CARSON CITY (Thursday), March 4, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Mr. Donnelly, who was excused.

Prayer by the Chaplain, Reverend J. L. Harvey.

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

Carried.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Roads and Highways has had Assembly Bill No. 85 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

A. C. GRANT, *Chairman.*

*Mr. Speaker:*

Your Committee on Counties and County Boundaries has had Senate Bill No. 66 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. B. TAVELLE, *Chairman.*

### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Bill No. 46, which passed the Senate this day, as amended, by the following vote: Yeas, 15; nays, none; absent, 2. Amend section 1, line 3, after the asterisks strike the rest of the lines down to the period in line 7, and insert in lieu thereof the following: "The administration of the State Orphans' Home shall be under the control of The State Board of Relief, Work Planning and Pension Control created under the provisions of that certain Act of the Legislature of the State of Nevada, approved March 23, 1937, being chapter 127 Statutes of Nevada 1937, page 257, as amended."

Also, Assembly Bill No. 48, which passed, as amended: Yeas, 15; nays, none; absent, 2.

Amend section 1, page 1, lines 3 and 4, by striking the bracketed words "and other animals," and inserting in lieu thereof the words "and dogs."

Amend section 2, page 1, line 12, by striking the bracketed words "or other animals," and inserting in lieu thereof the words "or dogs." Further amend section 2, page 1, line 13, by striking the bracketed words "or between other animals," and inserting in lieu thereof the words "or dogs." Further amend section 2, page 2, lines 1 and 2, by striking the bracketed words "and races between other animals," and inserting in lieu thereof "and dog races." Further amend section 2, page 2, line 4, by striking the bracketed words "or other animals," and inserting in lieu thereof the words "or dogs." Further amend section 2, page 2, line 3, by striking the bracketed words "or other animal or animals," and inserting in lieu thereof the words "or dog or dogs."

Amend section 3, page 2, line 20, by striking the bracketed words "or races between other animals," and inserting in lieu thereof "or dog races."

Amend section 4, page 3, line 16, by striking the bracketed words "or racing of other animals," and inserting in lieu thereof the words "or dog racing."

Amend section 5, page 4, lines 2 and 3, by striking the bracketed words "or other animals," and inserting in lieu thereof the words "or dogs."

Also, Assembly Bill No. 60, which passed: Yeas, 15; nays, none; absent, 2.

Also, Assembly Bill No. 88, which passed, as amended: Yeas, 15; nays, none; absent, 2.

Amend sections 1, 5, 17, and 19 by striking the words "and shall" in line 9, page 1 of the printed bill. Strike all of line 10, page 1, and striking the words "which are sold in this State" in line 1, page 2. Strike the last sentence of section 5, lines 18, 19, 20, and 21, inclusive, on page 3 of the bill, and inserting in lieu thereof the following: "The Health Officer may quarantine any food products he deems unwholesome, insanitary, or having a possible ill effect on health, and he shall remove or destroy such food products after they have been proven to be unwholesome, insanitary, or having an ill effect on health." Strike all of subparagraph (c) of section 17, lines 14 to 19, inclusive, page 9 of the printed bill, and changing the letters of the succeeding subparagraphs of said section accordingly. Insert after the word "are" in line 10, page 10 of the bill, the words "prepared or." Strike the period after the word "repealed" in line 18, page 12 of the printed bill, being section 19, and inserting a comma and add the following: "and particularly all those sections and provisions of an Act entitled 'An Act for preventing the manufacture, sale, or transportation of adulterated, mislabeled, or misbranded, or poisonous or deleterious foods, drugs, medicines, and liquors, and for regulating the manufacture and traffic therein, and providing penalties for the violation thereof, and repealing all Acts in conflict therewith, approved March 25, 1913,' being chapter 226 of the 1913 Statutes of Nevada."

Also, the following Assembly bills, which passed the Senate this day by the votes respectively indicated: No. 135, yeas, 15; nays, none; absent, 2; No. 136, yeas, 15; nays, none; absent, 2. No. 137, yeas, 15; nays, none; absent, 2. No. 148, yeas, 15; nays, none; absent, 2.

Also, to present for your consideration Senate Bill No. 63, which passed, as amended: Yeas, 14; nays, none; absent, 3. Amend section 1 by striking the remainder of the line after the word "being," line 1, page 1, and by striking all the words in line 2, page 1, up to the word "is," and inserting the following: "Sections 4050-4069 N. C. L. 1929"; and further amend section 1 by inserting following the period after the word "Laws" in line 4, page 1, the following: ", said section having been repealed by the Statutes of 1937, chapter 35, page 72."

Also, Senate Substitute for Assembly Bill No. 58, which passed: Yeas, 15; nays, none; absent, 2.

Also, to advise your honorable body that the Senate this day concurred in the Assembly amendments to Senate bills Nos. 27 and 44.

Also, that the Senate this day concurred in the Assembly amendments to Senate Joint Resolution No. 5.

BETTY MILLS,

*Assistant Secretary of the Senate.*

Mr. Jepson moved that the Assembly do concur in the Senate amendments to Assembly Bill No. 46.

Carried.

Mr. Grant moved that the Assembly do concur in the Senate amendments to Assembly Bill No. 48.

Carried.

Mr. Kelly moved that the Assembly do concur in the Senate amendments to Assembly Bill No. 88.

Mr. Boak moved to amend that the bill and amendments be referred to the Committee on Public Health.

Amendment carried.

Mrs. Sharp moved that the amendments to Assembly Bill No. 88 be printed.

Remarks by Mrs. Sharp and Messrs. Phillips and Kelly.  
The motion to print was withdrawn.

Mr. Crawford moved that the Speaker appoint a committee to obtain a flag of the State of Nevada for the Assembly Chambers.  
Motion carried.

#### INTRODUCTION AND FIRST READING

Mr. Phillips moved that rules be suspended, and he be permitted to introduce a bill.

Carried.

By Mr. Phillips:

Assembly Bill No. 160—An Act requiring that any person offering horse meat for sale shall prominently display signs "Horse Meat" indicating the horse meat and requiring all public eating places to place signs and stamp on menus notices of such offers to sell horse meat. Also, prohibiting the grinding or cutting of such meat into small segments except in the presence of the purchaser, and providing a penalty for the violation of the provision of this Act.

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 Public Health.

Carried.

Senate Bill No. 63.

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. 58.

Mr. Grant moved that 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, the Speaker and Chief Clerk signed Assembly Bills Nos. 30, 38, 41, 63, 69, 70, 79, 100, 101, 110, 112, and 127, Assembly Joint Resolution No. 12, Assembly Bill No. 56, Senate Bills Nos. 25, 44, and 58, Senate Joint Resolution No. 5, Senate Concurrent Resolution No. 1, Senate Bills Nos. 16, 17, 18, 26, 27, 24, 43, 55, 60, and 54.

#### GENERAL FILE AND THIRD READING

Assembly Joint Resolution No. 21.

Remarks by Messrs. McElroy and Boak.

Mr. Boak moved that the Chief Clerk be authorized to make the necessary corrections in the resolution.

Carried.

Roll call on Assembly Joint Resolution No. 21:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson,



Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—38.

NAYS—None.

Absent—Donnelly.

Not voting—Stark.

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

Assembly Bill No. 152.

Mr. Monroe moved that the committee amendment to section 1 be adopted.

Amendment adopted.

Remarks by Mr. Johnson.

Roll call on Assembly Bill No. 152:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—38.

NAYS—None.

Absent—Donnelly.

Not voting—Mr. Speaker.

Assembly Bill No. 152 having received a constitutional majority, Mr. Speaker declared it passed.

The Speaker appointed Mrs. Sharp, Mr. Crawford, and Miss Woods as a committee to secure a flag of the State of Nevada for the Assembly Chamber.

Assembly Bill No. 98.

Mr. Capurro moved that section 1 be amended, page 2, line 9, by striking out the words "one year," and inserting in lieu thereof the words "two years."

Amendment adopted.

Mr. Capurro moved that section 1 be further amended, page 2, line 10, by striking out the word "five," and inserting in lieu thereof the word "four."

Amendment adopted.

Mr. Capurro moved that section 1 be further amended, page 2, line 13, by striking out the word "five," and inserting in lieu thereof the word "four."

Amendment adopted.

Mr. Capurro moved that section 2 be amended, page 3, lines 28 to 31, inclusive, by striking out after the period the balance of line 28 and all of lines 29, 30, and 31, and inserting in lieu thereof the following words: "*provided, however, that the County Commissioners of each county shall have the power to shorten or close seasons set by the commission.*"

Amendment adopted.

Mr. Capurro moved that section 2 be further amended, page 4, line 3, by striking out the word "condemnation."

Amendment adopted.

Mr. Capurro moved that section 9 be amended, page 8, line 24, by striking out the word "by," and inserting in lieu thereof the word "to."

Amendment adopted.

Mr. Capurro moved that section 10 be amended, page 9, line 18, by striking out the word "six," and inserting in lieu thereof the word "three."

Amendment adopted.

Mr. Capurro moved that section 10 be further amended, page 10, line 16, by adding after the comma the following words: "to trap fur-bearing animals."

Amendment adopted.

Mr. Capurro moved that section 14 be amended, page 11, line 8, by striking out the words "two licenses," and inserting in lieu thereof the words "one license of each kind."

Amendment adopted.

Mr. Capurro moved that section 14 be further amended, page 11, line 10, by striking out the word "either," and inserting in lieu thereof the word "the."

Amendment adopted.

Mr. Capurro moved that section 19 be amended, page 13, line 1, by striking out after the word "to" the words "the commission or."

Amendment adopted.

Mr. Capurro moved that section 44 be amended, page 21, line 16, by striking out after the semicolon the word "or."

Amendment adopted.

Mr. Capurro moved that section 55 be amended, page 29, line 8, by striking out the words and figures "fifty dollars (\$50)," and adding in lieu thereof the following words and figures "twenty dollars (\$20)."

Amendment adopted.

Mr. Capurro moved that section 55 be further amended, page 29, line 10, by striking out the words "twenty-five," and adding in lieu thereof the word "ten."

Amendment adopted.

Mr. Capurro moved that section 64 be amended, page 33, line 32, by striking out the word "shall," and inserting in lieu thereof the word "may."

Amendment adopted.

Mr. Capurro moved that section 64 be further amended, page 34, line 2, by striking out the words "of from one to two years," and inserting in lieu thereof the words "not to exceed sixty days."

Amendment adopted.

Mr. Capurro moved that section 64 be further amended, page 34, line 5, by striking out the words "is hereby," and inserting in lieu thereof the words "may be."

Amendment adopted.

Mr. Capurro moved that section 64 be further amended, page 34, line 7, by striking out the word "less," and inserting in lieu thereof the word "more."

Amendment adopted.

Mr. Capurro moved that section 64 be further amended, page 34, line 8, by striking out the words "two nor more than three years," and inserting in lieu thereof the words "one year."

Amendment adopted.

Remarks by Messrs. Ruedy, Monroe, and Mack.

Roll call on Assembly Bill No. 98:

YEAS—Allen, Burke, Capurro, Covington, Hall, Jepson, Kleppe, Phillips, Ruedy, and Smith—10.

NAYS—Bastian, Berney, Boak, Carlson, Crawford, Duffin, Fisher, Floathe, Grant, Henrichs, Johnson, Kelly, Mack, McElroy, Monroe, Moore, Munk, Murphy, Ryan, Sharp, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—28.

Absent—Donnelly.

Not voting—Mr. Speaker.

Assembly Bill No. 98 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

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

Carried.

Assembly in recess at 12:30 p. m.

## HOUSE IN SESSION

At 2:26 p. m.

Mr. Speaker in the Chair.

Quorum present.

### GENERAL FILE AND THIRD READING

Assembly Bill No. 146.

Remarks by Mr. Burke.

Roll call on Assembly Bill No. 146.

YEAS—Allen, Bastian, Berney, Burke, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Kelly, Kleppe, Mack, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, and Woods—32.

NAYS—Ryan.

Absent—Boak, Donnelly, Jepson, Johnson, McElroy, and Stark—6.

Not voting—Mr. Speaker.

Assembly Bill No. 146, having received a constitutional majority, Mr. Speaker declared it passed.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 154, 155, 156, 157, 158, and 159, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 30, 38, 41, 63, 69, 70, 79, 100, 101, 110, 112, 127, and 56, and Assembly Joint Resolution No. 12 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

W. B. TAVELLE, *Chairman.*

*Mr. Speaker:*

Your Committee on Public Health has had Assembly Bill No. 141 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JOHN A. KELLY, *Chairman.*

*Mr. Speaker:*

Your Committee on Roads and Highways has had Assembly Bill No. 149 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

A. C. GRANT, *Chairman.*

*Mr. Speaker:*

Your Committee on Banks and Banking has had Assembly Bill No. 35 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

Amend section 3 of Assembly Bill No. 35, page 5, line 14, by inserting after the word "application" the following: "which will apply on the license fee, if granted." Page 5, lines 14 and 15, by striking out the words "one hundred," and inserting in lieu thereof the word "fifty." Page 5, line 15, by inserting after the word "fee" the words "when granted." Page 5, line 18, by striking out the word "fifty," and substituting therefor the word "twenty-five."

Amend section 8 of Assembly Bill No. 35, line 15, page 9 of the printed bill, by striking out all the remainder of this line after the word "Act," and striking out all of lines 16, 17, and 18. Line 2, page 11 of the printed bill, by adding a new paragraph to be called "(e)" as follows: "(e) All fees and charges which shall be collected under the provisions of this Act shall be apportioned to a fund to be known as Nevada Small Loan Act Fund and shall be used by the commissioner for the purpose of carrying out the provisions of this Act; *provided, however,* that whenever, at the close of any fiscal year, the moneys in such Nevada Small Loan Act Fund shall exceed the sum of two thousand five hundred (\$2,500) dollars, the excess over two thousand five hundred (\$2,500) dollars shall be transferred to the General Fund of the State."

Amend section 12 of Assembly Bill No. 35, line 29, page 12 of the printed bill, by inserting after the first word "in" the words: "except insurance agency or notary public."

Amend section 13 of Assembly Bill No. 35, line 19, page 13 of the printed bill, by striking out the word "two," and inserting in lieu thereof the word "three." Line 20, page 13 of the printed bill, insert after the word "month" the words: "on the first one hundred (\$100) dollars of said loan, and three (3%) percent on any amount over one hundred (\$100) dollars of the unpaid principal balance of any loan." Line 21, page 13 of the printed bill, by inserting after the word "loan" a comma and the words: "*provided,* that if the charges, at the maximum rate in this section above stated, upon any loan, including the renewal or renewals, extension or extensions thereof, shall in any one year equal an amount which is less than \$5, then and in such cases said licensee shall be permitted to contract for and receive a minimum charge of \$5." Line 17, page 14 of the printed bill, by inserting after the semicolon the words "*provided,* that if court action be instituted for the collection of loan, attorney fees and court costs as allowed by the court will be added."

Amend the title of Assembly Bill No. 35 by inserting the following words after the first semicolon in the thirteenth (13th) line: "providing a Small Loan Act Fund for the purpose of carrying out the provisions of the Act, and providing for the transfer to the General Fund of the State of any excess, under certain conditions."

J. F. McELROY, *Chairman.*

*Mr. Speaker:*

Your Committee on Public Health has had Assembly Bill No. 88 under consideration, and begs leave to report that it concurs in Senate amendments 1-5, but reports unfavorably on Senate amendment No. 6.

JOHN A. KELLY, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 150.

Remarks by Mr. Covington.

Roll call on Assembly Bill No. 150:

YEAS—Allen, Bastian, Berney, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Burke and Donnelly—2.

Not voting—Mr. Speaker.

Assembly Bill No. 150 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 151.

Remarks by Mr. Covington.

Roll call on Assembly Bill No. 151:

YEAS—Allen, Bastian, Berney, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Burke and Donnelly—2.

Not voting—Mr. Speaker.

Assembly Bill No. 151 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 31.

Remarks by Mr. Taber.

Roll call on Senate Bill No. 31:

YEAS—Allen, Berney, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, White, and Woods—33.

NAYS—None.

Absent—Bastian, Burke, Donnelly, Henrichs, and Ryan—5.

Not voting—Tavelle and Mr. Speaker—2.

Senate Bill No. 31 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 42.

Remarks by Mr. Taber.

Roll call on Senate Bill No. 42:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Donnelly and Ryan—2.

Not voting—Mr. Speaker.

Senate Bill No. 42 having received a constitutional majority, Mr. Speaker declared it passed.

## Senate Joint Resolution No. 4.

Remarks by Mr. McElroy.

Roll call on Senate Joint Resolution No. 4:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—39.

NAYS—None.

Absent—Donnelly.

Senate Joint Resolution No. 4 having received a constitutional majority, Mr. Speaker declared it adopted.

## Senate Bill No. 56.

Remarks by Mr. McElroy.

Roll call on Senate Bill No. 56:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—38.

NAYS—None.

Absent—Donnelly.

Not voting—Mr. Speaker.

Senate Bill No. 56 having received a constitutional majority, Mr. Speaker declared it passed.

## Senate Bill No. 61.

Roll call on Senate Bill No. 61:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—36.

NAYS—None.

Absent—Donnelly and McElroy—2.

Not voting—Monroe and Mr. Speaker—2.

Senate Bill No. 61 having received a constitutional majority, Mr. Speaker declared it passed.

## Assembly Bill No. 128.

Mr. Tandy moved that Assembly Bill No. 128 be laid over until some future legislative day as the introducer, Mr. Donnelly, was absent.

Remarks by Messrs. Grant, Tandy, and Monroe.

Motion lost.

Mr. Grant moved the adoption of the committee amendment to section 1 of Assembly Bill No. 128.

Amendment adopted.

Roll call on Assembly Bill No. 128:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—39.

NAYS—None.

Absent—Donnelly.

Assembly Bill No. 128 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 117.

Mr. Hall moved the adoption of the committee amendment to section 1.

Amendment adopted.

Remarks by Messrs. Burke and Taber.

Roll call on Assembly Bill No. 117.

YEAS—Allen, Bastian, Berney, Burke, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, White, and Woods—33.

NAYS—Ryan.

Absent—Donnelly.

Not voting—Boak, Monroe, Moore, Tavelle, and Mr. Speaker—5.

Assembly Bill No. 117 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. Hall moved the adoption of the committee amendment to the title.

Amendment to title adopted.

Senate Bill No. 32.

Remarks by Mr. McElroy.

Roll call on Senate Bill No. 32:

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—38.

NAYS—None.

Absent—Donnelly.

Not voting—Mr. Speaker.

Senate Bill No. 32 having received a constitutional majority, Mr. Speaker declared it passed.

#### INTRODUCTION AND FIRST READING

Mr. Berney moved that rules be suspended, and he be permitted to introduce a bill.

Carried.

By Mr. Berney:

Assembly Bill No. 161—An Act to provide for the classification and valuation of all lands in the State by the Nevada Tax Commission; providing for the expense thereof, and making an appropriation therefor, and other matters properly relating thereto.

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

Carried.

Mr. Grant moved that rules be suspended, and he be permitted to introduce a bill.

Carried.

By Mr. Grant.

Assembly Bill No. 162—An Act to provide for the taking of acknowledgments and the administering of oaths or affirmations by commissioned officers in active service of the armed forces of the United States, both within or without the United States.

Mr. Grant moved that 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. Ryan moved that rules be suspended, and he be permitted to introduce two bills.

Carried.

By Mr. Ryan:

Assembly Bill No. 163—An Act to amend an Act entitled "An Act creating the office of Labor Commissioner of this State, providing for the appointment of such commissioner and other employees, defining their duties and fixing their compensation, and providing a penalty for the violation of its provisions, and other matters relating thereto," approved March 24, 1915, as amended.

Mr. Ryan moved that 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. Ryan:

Assembly Bill No. 164—An Act to amend an Act entitled "An Act to provide for the amicable adjustment of differences that may arise between employers and employees," approved March 29, 1907.

Mr. Ryan moved that 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. Boak moved that rules be suspended, and he be permitted to introduce a resolution.

Carried.

By Mr. Boak:

Assembly Concurrent Resolution No. 8, providing for the appointment of a joint committee of the Senate and Assembly to conduct an investigation and study into the feasibility, practicability, and legality of proposing such constitutional changes as may be necessary to permit local political subdivisions to enact legislation affecting their local needs and conditions, thus eliminating the consideration of these constantly growing special and local matters now occupying the time of the Legislature.

WHEREAS, A great part of the time of the Senate and Assembly, during each legislative session, is devoted to the consideration and passage of matters purely local in character; and

WHEREAS, The burden of this type of legislation is increasing at an alarming rate, and will continue to increase as local government becomes more complex; and



WHEREAS, No interest is ever evinced in this local legislation other than by the legislative representatives of the counties to be affected by such local legislation, yet the same occupies a very considerable portion of the time of each House, all of which detracts from the considered attention merited by legislation of State-wide importance; now, therefore,

*Resolved by the Assembly of the State of Nevada, the Senate concurring,* That the Judiciary Committees of the Senate and Assembly be, and they hereby are, constituted and appointed a Joint Committee of this Legislature, and authorized, empowered, and directed to make a full and complete study of the possibility, advisability, and legality of proposing amendments to the Constitution of the State of Nevada, to the end that counties, cities, and other political subdivisions of the State of Nevada be given such authority as to enable them to propose, enact, and administer laws and ordinances of a purely local character, the full force and effect of which are limited to the local condition of such county, city, or political subdivision, without the necessity of legislative action; and be it further

*Resolved,* That the committee herein created report the results of their studies, together with their conclusions and recommendations, to the Judiciary Committees of the Senate and Assembly for the Forty-second Legislative Session.

Mr. Boak moved the adoption of the concurrent resolution.  
Resolution adopted.

Mr. Kelly moved that the Assembly do concur in the Senate amendments Nos. 1 through 5 to Assembly Bill No. 88, and the Assembly do not concur on Senate amendment No. 6 to Assembly Bill No. 88.

Carried.

Mr. Monroe moved that the Assembly adjourn until Monday, March 8, 1943, at 11 a. m.

Remarks by Mr. Kelly.

Mr. Kelly moved to amend and that the Assembly adjourn until Friday, March 5, 1943, at 11 a. m.

Motion carried, as amended.

Assembly adjourned at 3:25 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*

## THE FORTY-SEVENTH DAY

CARSON CITY (Friday), March 5, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Donnelly and Munk, and Miss Woods, who were excused.

Prayer by the Chaplain, Reverend J. L. Harvey.

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

Carried.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Labor has had Assembly Bill No. 119 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. 119, line 5, page 1 of the printed bill, by striking out the word "on" and inserting in lieu thereof the word "by." Line 6, page 1 of the printed bill, strike out the colon and add the following words: "or by the communication industry during the present state of war between the United States of America and the Axis powers, declared to exist by Acts of Congress subsequent to December 7, 1941." Line 7, page 1 of the printed bill, by striking out all of the line. Lines 1 to 5, inclusive, page 2 of the printed bill, by striking out all of these lines.

JAMES G. RYAN, *Chairman.*

*Mr. Speaker:*

Your Committee of Churchill County Delegation has had Assembly Bill No. 154 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

E. S. BERNEY, *Chairman.*

*Mr. Speaker:*

Your Committee on Labor has had Assembly Bill No. 132 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JAMES G. RYAN, *Chairman.*

*Mr. Speaker:*

Your Joint Committee on Ways and Means and Roads and Highways has had Assembly Bill No. 106 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend sections 3 and 4 of Assembly Bill No. 106, page 2, lines 24 to 27, inclusive, by striking out all of sections 3 and 4.

FRED STROSNIDER,  
A. C. GRANT,  
LEWIS L. SOWERS,  
CLIFFORD CARLSON,  
C. O. BASTIAN,

H. O. HALL,  
LOUIS J. CAPURRO,  
WARREN L. MONROE,  
H. L. COVINGTON,  
E. J. KLEPPE,

*Majority Members.*

*Mr. Speaker:*

Your Joint Committee on Ways and Means and Roads and Highways has

had Assembly Bill No. 106 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

DUANE E. MACK,  
C. C. BOAK,  
E. S. BERNEY,

*Minority Members.*

*Mr. Speaker:*

Your Committee on Education has had Senate Bill No. 53, Senate Substitute for Assembly Bill No. 58, and Assembly Bills Nos. 144 and 122 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

A. C. GRANT, *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. 30, which passed the Senate this day, as amended, by the following vote: Yeas, 16; nays, none; absent, 1.

Amend section 1 of said bill by striking the number "(7)" in line 24, page 8 of the printed bill, and inserting in lieu thereof the letter "(j)." Further amend section 1 by striking the figure "(8)" in line 29, page 8 of the printed bill, and inserting in lieu thereof the figure "(7)."

Amend section 2 by striking the figures "1944" in line 17, page 14 of the printed bill, and inserting in lieu thereof the figures "1945." Further amend section 3 by striking the words "provided, however, rates shall not" in line 22, page 14 of the printed bill, all of lines 23 and 24, page 14, and the word "thereafter" in line 25, page 14.

Also, Senate Bill No. 72, which passed, as amended: Yeas, 17; nays, none. Amend the preamble by striking the numeral "6" after the word "section" in line 11, page 1, and inserting in lieu thereof the numeral "5"; and by striking the numeral "6" in line 13 of page 1, and inserting in lieu thereof the numeral "5."

Amend section 1 by striking the numeral "6" in line 22, page 2, and inserting in lieu thereof the numeral "5." Further amend section 1 by striking the numeral "6" in line 25, page 2, and inserting in lieu thereof the numeral "5." Further amend section 1 by inserting a period in lieu of the comma after the word "monthly," line 26, page 2, and by striking all of line 27, page 2.

Also, I have the honor herewith to return to your honorable body the following Assembly bills, which this day passed the Senate by the votes respectively indicated: No. 6, yeas, 16; nays, none; absent, 1; No. 8, yeas, 17; nays, none.

Also, Assembly Bill No. 9, which passed, as amended: Yeas, 17; nays, none. Amend section 2, line 11, page 1, by striking the words "one day," and inserting in lieu thereof the words "three days." Amend section 8, line 18, page 5, by striking the words "The County Clerk shall thereafter," and by striking all of lines 19 to 26, inclusive.

Also, Assembly Bill No. 12, which passed, as amended: Yeas, 14; nays, 3. Amend section 2 by inserting after the word "one" in line 23, page 2 of the printed bill, the word "calendar."

Also, Assembly Bill No. 13, which passed, as amended: Yeas, 12; nays, 5. Amend section 1 by striking out the words "between such employer and his employees," in line 4, page 1 (being the Assembly amendment to said bill). Further amend section 1 by inserting the words "if any" after the word "agreement," line 4, page 1.

Also, the following Assembly bills which passed the Senate this day by the votes respectively indicated: No. 40, yeas, 17; nays, none; No. 77, yeas, 17; nays, none; No. 92, yeas, 17; nays, none; No. 142, yeas, 17; nays, none.

BETTY MILLS,

*Assistant Secretary of the Senate.*

## MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Boak moved that the Assembly do concur in the Senate amendment to section 2 of Assembly Bill No. 9.

Carried.

Mr. Boak moved that the Assembly do not concur in the Senate amendment to section 8 of Assembly Bill No. 9.

Carried.

Mr. Ryan moved that the Assembly do concur in the Senate amendment to Assembly Bill No. 12.

Carried.

Mr. Ryan moved that the Assembly do concur in the Senate amendments to Assembly Bill No. 13.

Carried.

Remarks by Messrs. Phillips and Henrichs.

## INTRODUCTION AND FIRST READING

Senate Bill No. 30.

Mr. Kelly moved that 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. 72.

Mr. Tandy moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Lander County Delegation.

Carried.

By Committee on Education:

Assembly Bill No. 165—An Act to equalize educational opportunities in rural schools by providing aid therefor under certain conditions; to create a State fund to be known as the Aid to Rural School Fund; to authorize a State tax levy and an appropriation, and other matters properly related thereto.

Mr. Grant moved that 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 Clark County Delegation:

Assembly Bill No. 166—An Act providing that this State may be sued by any county therein in which a water storage and hydroelectric project owned by the United States is situated, for the purpose of determining whether or not such county is entitled to any part of money derived from such project and paid by the United States to this State pursuant to any Act of Congress, and relating to evidence that may be used in such suit, the venue thereof, the procedure pertaining thereto and other matters relating thereto.

Mr. Grant moved that 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. 85.

Remarks by Messrs. Grant and Boak.

Roll call on Assembly Bill No. 85 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, and White—34.

NAYS—None.

Absent—Donnelly, Johnson, Monroe, Munk, and Woods—5.

Not voting—Mr. Speaker.

Assembly Bill No. 85 having received a constitutional majority, Mr. Speaker declared it passed.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Boak moved that Assembly Concurrent Resolution No. 8 be printed.

Carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 66.

Remarks by Mr. Burke.

Roll call on Senate Bill No. 66 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Murphy, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, and White—34.

NAYS—None.

Absent—Donnelly, Johnson, Munk, Phillips, and Woods—5.

Not voting—Mr. Speaker.

Senate Bill No. 66 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 141.

Remarks by Mr. McElroy.

Roll call on Assembly Bill No. 141 :

YEAS—Allen, Bastian, Berney, Boak, Burke, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Murphy, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, and White—35.

NAYS—None.

Absent—Donnelly, Munk, Phillips, and Woods—4.

Not voting—Mr. Speaker.

Assembly Bill No. 141 having received a constitutional majority, Mr. Speaker declared it passed, and the preamble adopted.

Assembly Bill No. 149.

Remarks by Messrs. Grant, Murphy, Capurro, Allen, Burke, and Boak.

Roll call on Assembly Bill No. 149 :

YEAS—Bastian, Berney, Capurro, Covington, Duffin, Grant, Hall, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Murphy, Ruedy, and Taber—17.

NAYS—Allen, Boak, Carlson, Crawford, Fisher, Johnson, Ryan, Sharp, Smith, Strosnider, and White—11.

Absent—Donnelly, Munk, Phillips, and Woods—4.

Not voting—Burke, Floathe, Henrichs, Sowers, Stark, Tandy, Tavelle, and Mr. Speaker—8.

Assembly Bill No. 149 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Assembly Bill No. 35.

Mr. McElroy moved the adoption of the committee amendments to section 3.

Amendments adopted.

Mr. McElroy moved the adoption of the committee amendments to section 8.

Amendments adopted.

Mr. McElroy moved the adoption of the committee amendment to section 12.

Amendment adopted.

Mr. McElroy moved the adoption of the committee amendments to section 13.

Amendments adopted.

Remarks by Messrs. McElroy and Burke.

Mr. Burke moved that Assembly Bill No. 35 be tabled.

Motion to table lost.

Remarks by Mr. Crawford.

Roll call on Assembly Bill No. 35 :

YEAS—Allen, Bastian, Berney, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Murphy, Ruedy, Ryan, Sowers, Stark, Strosnider, Taber, Tandy, and Tavelle—28.

NAYS—Burke, Carlson, and Smith—3.

Absent—Donnelly, Munk, Phillips, and Woods—4.

Not voting—Boak, Johnson, Sharp, White, and Mr. Speaker—5.

Assembly Bill No. 35 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. McElroy moved the adoption of the committee amendment to the title.

Amendment to title adopted.

Mr. Kelly moved that the Assembly recess until 2:15 p. m.

Carried.

Assembly in recess at 12:20 p. m.

## HOUSE IN SESSION

At 2:35 p. m.

Mr. Speaker in the Chair.

Quorum present.

The Speaker appointed Messrs. Grant, Phillips, and Capurro as a

committee to visit Assemblyman Donnelly who is ill at the Veterans' Hospital in Reno.

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Claims has had Assembly Bill No. 156 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

GERALD FISHER, *Chairman.*

*Mr. Speaker:*

Your Committee on Mines and Mining has had Senate Bills Nos. 29 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. 2, and reports favorably on the same, with the recommendation that it do pass.

Also, Assembly Joint Resolution No. 17, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend Assembly Joint Resolution No. 17, page 4, line 8, by striking period after the word "States," and add the words "now in session."

CLIFFORD A. CARLSON, *Chairman.*

*Mr. Speaker:*

Your Committee on Public Health has had Assembly Bill No. 130 under consideration, and begs leave to report same without recommendation.

JOHN A. KELLY, *Chairman.*

*Mr. Speaker:*

Your Committee on Taxation 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 section 1 of Senate Bill No. 50, line 4, page 2 of the printed bill, as follows:

After the word "August" strike out the balance of the section and insert in lieu thereof the following: "A penalty of two (2%) percent shall be added and collected by the Tax Receiver on the first quarter of taxes in the event the first quarter of said taxes are not paid on or before the first Monday in December; a penalty of three (3%) percent shall be added and collected by the Tax Receiver on the first and second quarters of taxes in the event the first and second quarters of said taxes, together with accumulated penalties, are not paid on or before the first Monday in March; *provided, however,* that if the first quarter has been paid the penalty on the second quarter shall be two (2%) percent; a penalty of four (4%) percent shall be added and collected by the Tax Receiver on the first, second, and third quarters of taxes in the event said first, second, and third quarters of taxes, together with accumulated penalties, are not paid on or before the first Monday in June; *provided, however,* that if the first quarter has been paid the penalty on the second and third quarters shall be three (3%) percent; *and provided further,* that if the first and second quarters have been paid, the penalty on the third quarter shall be two (2%) percent. An additional penalty of five (5%) percent shall be added and collected by the Tax Receiver on the total amount of taxes in the event said total amount of taxes, or any installment thereof, together with accumulated penalties, are not paid on or before the first Monday in August; and the Tax Receiver shall immediately prepare a delinquent list, verified by the oath of himself or deputy, and shall file the same in the office of the County Auditor on or before the second Monday in August."

JOHN A. KELLY, *Chairman.*

Mr. Boak moved that the amendment to Senate Bill No. 50 be printed.

Carried.

*Mr. Speaker:*

Your Committee of Clark County Delegation has had Assembly Bill No. 115

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 State Institutions has had Assembly Bill No. 155 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 47, and reports unfavorably on the same, with the recommendation that it do not pass.

O. D. JEPSON, *Chairman.*

#### MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Carlson moved that Senate Bill No. 29 be referred to the Committee on Ways and Means.

Carried.

There being no objections, the Speaker and Chief Clerk signed Assembly Bills Nos. 6, 8, 40, 46, 48, 60, 77, 92, 135, 136, 137, 142, and 148.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Ways and Means has had Senate Bill No. 29 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. L. COVINGTON, *Chairman.*

Mr. Kelly moved that the Assembly adjourn until Monday, March 8, 1943, at 10 a. m.

Carried.

Assembly adjourned at 2:53 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*



## THE FIFTIETH DAY

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CARSON CITY (Monday), March 8, 1943.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Burke, Carlson, Crawford, Donnelly, Johnson, and Strosnider, who were excused.

Prayer by the Chaplain, Monsignor H. J. Wientjes.

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

Carried.

Mr. Boak moved that Assembly Bill No. 9 be withheld from transmittal to the Senate this legislative day.

Carried.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 160, 163, and 164, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

### MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Capurro gave notice that on the next legislative day he would move that the Assembly rescind its action on Assembly Bill No. 149.

Mr. Jepson moved that Assembly Bill No. 132 be placed on the bottom of the general file.

Carried.

Remarks by Messrs. Phillips and McElroy.

Mr. Stark moved that Assembly Bill No. 139 be withdrawn from the general file and referred to the Committee on Labor.

Carried.

Mr. Kleppe moved that Assembly Bill No. 106 be removed from the general file and be made a Special Order of Business for Tuesday, March 9, 1943, at 2:30 p. m.

Carried.

Remarks by Mr. Boak.

### INTRODUCTION AND FIRST READING

By Washoe and Clark County Delegations:

Assembly Bill No. 167—An Act authorizing the establishment of cumulative capital improvement reserve funds by counties, cities, towns, school districts, special improvement districts, and other political subdivisions.

Mr. Grant moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Washoe and Clark County Delegations.

Carried.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 154.

Remarks by Mr. Berney.

Roll call on Assembly Bill No. 154:

YEAS—Allen, Bastian, Berney, Boak, Capurro, Covington, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Taber, Tandy, Tavelle, White, and Woods—33.

NAYS—None.

Absent—Burke, Carlson, Crawford, Donnelly, Johnson, and Strosnider—6.  
Not voting—Mr. Speaker.

Assembly Bill No. 154 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 119.

Mr. Ryan moved the adoption of the committee amendments to section 1.

Amendments adopted.

Remarks by Messrs. Covington, Tavelle, and Jepson.

Roll call on Assembly Bill No. 119:

YEAS—Allen, Bastian, Berney, Boak, Capurro, Covington, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—34.

NAYS—None.

Absent—Burke, Carlson, Crawford, Donnelly, Johnson, and Strosnider—6.

Assembly Bill No. 119 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Senate Bill No. 53.

Remarks by Messrs. Grant, Jepson, Phillips, and Kleppe.

Roll call on Senate Bill No. 53:

YEAS—Allen, Bastian, Berney, Boak, Capurro, Covington, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—34.

NAYS—None.

Absent—Burke, Carlson, Crawford, Donnelly, Johnson, and Strosnider—6.

Senate Bill No. 53 having received a constitutional majority, Mr. Speaker declared it passed and the preamble adopted.

Senate Substitute for Assembly Bill No. 58.

Remarks by Mr. Grant.

Mr. Tandy moved that all of Assembly Bill No. 58 after the enacting clause be stricken, and Senate Substitute for Assembly Bill No. 58 be inserted in lieu thereof.

Carried.

Messrs. Crawford and Johnson asked that they be recorded as present in the Journal.

Roll call on Senate Substitute for Assembly Bill No. 58 :

YEAS—Allen, Bastian, Berney, Boak, Capurro, Covington, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Taber, Tandy, Tavelle, White, and Woods—33.

NAYS—None.

Absent—Burke, Carlson, Donnelly, and Strosnider—4.

Not voting—Crawford, Johnson, and Mr. Speaker—3.

Senate Substitute for Assembly Bill No. 58 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Tandy moved that the title of Assembly Bill No. 58 be stricken, and the title of the Senate Substitute for Assembly Bill No. 58 be inserted in lieu thereof.

Carried.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 6, 8, 40, 46, 48, 60, 77, 92, 135, 136, 137, 142, and 148 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

W. B. TAVELLE, *Chairman.*

#### MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Covington moved that Assembly Bill No. 144 be withdrawn from the general file and referred to the Committee on Ways and Means.

Carried.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 122.

Remarks by Mr. Grant.

Roll call on Assembly Bill No. 122 :

YEAS—Allen, Bastian, Berney, Boak, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Taber, Tandy, Tavelle, White, and Woods—35.

NAYS—None.

Absent—Burke, Carlson, Donnelly, and Strosnider—4.

Not voting—Mr. Speaker.

Assembly Bill No. 122 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 156.

Remarks by Mr. Ryan.

Roll call on Assembly Bill No. 156.

YEAS—Allen, Bastian, Berney, Boak, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Taber, Tandy, Tavelle, White, and Woods—35.

NAYS—None.

Absent—Burke, Carlson, Donnelly, and Strosnider—4.

Not voting—Mr. Speaker.

Assembly Bill No. 156 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 20.

Remarks by Mr. Boak.

Roll call on Senate Bill No. 20 :

YEAS—Allen, Bastian, Berney, Boak, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Taber, Tandy, Tavelle, White, and Woods—35.

NAYS—None.

Absent—Burke, Carlson, Donnelly, and Strosnider—4.

Not voting—Mr. Speaker.

Senate Bill No. 20 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Joint Resolution No. 2.

Remarks by Messrs. Monroe, Boak, and Johnson.

Roll call on Senate Joint Resolution No. 2 :

YEAS—Allen, Bastian, Berney, Boak, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Taber, Tandy, Tavelle, White, and Woods—33.

NAYS—None.

Absent—Burke, Carlson, Donnelly, Phillips, and Strosnider—5.

Not voting—Stark and Mr. Speaker—2.

Senate Joint Resolution No. 2 having received a constitutional majority, Mr. Speaker declared it adopted.

Assembly Joint Resolution No. 17.

Mr. Johnson moved that Assembly Joint Resolution No. 17 be withdrawn from the general file and rereferred to Committee on Mines and Mining.

Carried.

Senate Bill No. 50.

Mr. Kelly moved the adoption of the committee amendment to section 1.

Amendment adopted.

Remarks by Messrs. Munk and Ruedy.

Roll call on Senate Bill No. 50 :

YEAS—Allen, Bastian, Boak, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Taber, Tandy, Tavelle, White, and Woods—33.

NAYS—Berney and Stark—2.

Absent—Burke, Carlson, Donnelly, and Strosnider—4.

Not voting—Mr. Speaker.

Senate Bill No. 50 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

There being no objections, the Speaker and Chief Clerk signed Senate Concurrent Resolution No. 1, and Assembly Bills Nos. 12 and 13.

Assembly Bill No. 115.

Remarks by Mr. Murphy.

Roll call on Assembly Bill No. 115 :

YEAS—Allen, Bastian, Berney, Boak, Capurro, Covington, Crawford, Duffin,

Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Taber, Tandy, White, and Woods—34.

NAYS—None.

Absent—Burke, Carlson, Donnelly, and Strosnider—4.

Not voting—Tavelle and Mr. Speaker—2.

Assembly Bill No. 115 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 155.

Remarks by Mr. Jepson.

Roll call on Assembly Bill No. 155:

YEAS—Allen, Bastian, Berney, Boak, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Taber, Tandy, Tavelle, White, and Woods—35.

NAYS—None.

Absent—Burke, Carlson, Donnelly, and Strosnider—4.

Not voting—Mr. Speaker.

Assembly Bill No. 155 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 47.

Remarks by Mr. Jepson.

Assembly in recess at 11:50 a. m.

## HOUSE IN SESSION

At 11:55 a. m.

Mr. Speaker in the Chair.

Quorum present.

### GENERAL FILE AND THIRD READING

Senate Bill No. 47.

Remarks by Messrs. Grant, Monroe, Murphy, Tavelle, Jepson, and Crawford.

Messrs. Monroe, Kelly, and McElroy moved the previous question.

Carried.

Roll call on Senate Bill No. 47:

YEAS—Allen, Bastian, Berney, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ryan, Sharp, Smith, Sowers, Tavelle, and Woods—26.

NAYS—Jepson, Ruedy, Stark, Taber, and White—5.

Absent—Burke, Carlson, Donnelly, and Strosnider—4.

Not voting—Boak, Henrichs, Johnson, Tandy, and Mr. Speaker—5.

Senate Bill No. 47 having received a constitutional majority, Mr. Speaker declared it passed.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 161, 162, 165, 166, and Assembly Concurrent Resolution No. 8, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

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

Assembly in recess at 12:13 p. m.

### HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Quorum present.

### SPECIAL ORDER OF BUSINESS

At 2 p. m.

Senate Bill No. 10.

Mr. Covington moved that section 4 be amended, page 2, line 13, by striking out the figures \$33,951.00 and inserting the figures \$34,151.00. Line 24, strike out the figures \$200.00 and insert the figures \$400.00.

Amendment adopted.

Mr. Covington moved that section 7 be amended, page 3, line 14, by striking out the figures \$44,400.00 and inserting the figures \$44,000.00. Line 24, strike out the figures \$800.00 and insert the figures \$400.00.

Amendments adopted.

Mr. Covington moved that section 8 be amended, page 3, line 28, by striking out the figures \$31,500.00 and inserting the figures \$31,700.00. Page 4, line 2, strike the figures \$200.00 and insert the figures \$400.00.

Amendment adopted.

Mr. Covington moved that section 10 be amended, page 4, line 22, by striking the figures \$17,700.00 and inserting the figures \$18,100.00. Line 27, add the words and figures "traveling expenses \$400.00."

Amendment adopted.

Mr. Covington moved that the committee amendment to section 15 be adopted.

Amendment adopted.

Mr. Covington moved that section 16 be amended, page 7, line 26, by striking the figures "\$28,500.00" as they appear at the end of the line and substitute therefor the figures "\$7,200.00." Strike all of lines 29, 30, and 31 as they appear on page 7.

Amendment adopted.

Mr. Covington moved that the committee amendment to section 22 be adopted.

Amendment adopted.

Mr. Covington moved that the committee amendment to section 29 be adopted.

Amendment adopted.

Mr. Covington moved that the committee amendment to section 32 be adopted.

Amendment adopted.

Mr. Covington moved that the committee amendment to section 34 be adopted.

Amendment adopted.

Mr. Covington moved that the committee amendment to add a new section No. 38 be adopted.

Amendment adopted.

Remarks by Mr. Covington.

Roll call on Senate Bill No. 10:

YEAS—Allen, Bastian, Berney, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Burke and Donnelly—2.

Not voting—Mr. Speaker.

Senate Bill No. 10 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 12 and 13 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

W. B. TAVELLE, *Chairman.*

#### GENERAL FILE AND THIRD READING

Senate Bill No. 29.

Remarks by Mr. Covington.

Roll call on Senate Bill No. 29:

YEAS—Allen, Bastian, Berney, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—37.

NAYS—None.

Absent—Burke and Donnelly—2.

Not voting—Mr. Speaker.

Senate Bill No. 29 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 132.

Mr. Jepson moved that section 1 be amended, line 8, page 2 of the printed bill, by inserting after the first word "session" the words: "payable at the rate of one hundred ten (\$110) dollars per week, with any balance to be paid upon final day of regular session."

Amendment adopted.

Remarks by Messrs. Jepson, Phillips, Johnson, McElroy, and Mrs. Sharp.

Roll call on Assembly Bill No. 132:

YEAS—Allen, Bastian, Berney, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Jepson, Kelly, McElroy, Monroe, Murphy, Ryan, Smith, Sowers, Taber, White, and Mr. Speaker—21.

NAYS—Capurro, Carlson, Henrichs, Johnson, Kleppe, Mack, Moore, Munk, Phillips, Ruedy, Sharp, Strosnider, Tandy, Tavelle, and Woods—15.

Absent—Burke and Donnelly—2.

Not voting—Boak and Stark—2.

Assembly Bill No. 132 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly in recess at 2:55 p. m.

### HOUSE IN SESSION

At 3:04 p. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Monroe moved the Assembly return to Order of Business No. 10.

#### INTRODUCTION AND FIRST READING

By Committee on Fish and Game:

Assembly Bill No. 168—An Act authorizing County Clerks to issue temporary fishing and hunting licenses to persons in the armed services of the United States without fee, and directing game wardens to permit such persons to fish in the waters of the State of Nevada and to hunt wild game in the State of Nevada.

Mr. Monroe moved that 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 Nye County Delegation:

Assembly Bill No. 169—An Act to amend an Act entitled "An Act relating to marriage and divorce," approved November 28, 1861, as amended, by adding thereto a new section to be known as section 4a, and by amending section 1 thereof.

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 a Joint Committee of Nye County Delegation and Committee on Judiciary.

Carried.

By Committee on Mines and Mining:

Assembly Bill No. 170—An Act to amend 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, as amended.

Mr. Carlson moved that 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.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bill No. 133 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend the title of Assembly Bill No. 133 so as to read as follows:



"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 1913, 1915, 1919, 1937, and 1939, by amending sections 7, 14, 15, and 24 thereof, and by adding thereto new sections to be known as sections 20a, 25a, 42, 43, 44, 45, 46, 47, and 48," approved March 28, 1941.

Also, Assembly Bill No. 159 and Senate Bill No. 63 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

J. F. McELROY, *Chairman*.

*Mr. Speaker:*

Your Committee on Mines and Mining has had Assembly Bill No. 157 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

CLIFFORD A. CARLSON, *Chairman*.

Mr. Kelly moved that the Assembly recess until 4 p. m.

Carried.

Assembly in recess at 3:12 p. m.

### HOUSE IN SESSION

At 4:30 p. m.

Mr. Speaker in the Chair.

Quorum present.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Ways and Means has had Senate Bill No. 46 and Assembly Bills Nos. 21 and 144 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

H. L. COVINGTON, *Chairman*.

*Mr. Speaker:*

Your Committee on Education has had Assembly Bill No. 165 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

A. C. GRANT, *Chairman*.

*Mr. Speaker:*

Your Committee on Taxation has had Assembly Bill No. 161 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JOHN A. KELLY, *Chairman*.

### MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Kelly moved that Assembly Bill No. 161 be referred to Committee on Ways and Means.

Carried.

Mr. Covington moved that the Assembly return to Order of Business No. 10.

### INTRODUCTION AND FIRST READING

By Committee on Ways and Means:

Assembly Bill No. 171—An Act to provide for an additional and supplemental appropriation for the wages for the State Board of Control.

Mr. Covington moved that 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. 172—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 disbursements 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.

Mr. McElroy moved that 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. Kelly moved that the Assembly adjourn until Tuesday, March 9, 1943, at 11 a. m.

Carried.

Assembly adjourned at 4:40 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*

**THE FIFTY-FIRST DAY**

CARSON CITY (Tuesday), March 9, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Burke, Carlson, and Donnelly, who were excused.

Prayer by the Chaplain, Monsignor H. J. Wientjes.

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

Carried.

**COMMUNICATIONS**

NATIONAL BUSINESS AND PROFESSIONAL WOMEN'S CLUB OF RENO

RENO, NEVADA, March 5, 1943.

MR. DENVER DICKERSON, *Speaker of House, Carson, Nevada.*

DEAR MR. DICKERSON: The National Business and Professional Women's Club of Reno desire to go on record as being in favor of Senate Bill No. 36, to endorse aid to dependent children.

Thanking you for giving attention to this letter.

Sincerely,

MRS. MARTHA HENRICHS,  
*Corresponding Secretary.*

**REPORTS OF COMMITTEES**

*Mr. Speaker:*

Your Select Committee consisting of the Lander County Delegation has had Senate Bill No. 72 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended by the Senate.

DOUG TANDY, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Senate Bill No. 41 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. F. McELROY, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bill No. 126 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. 126, line 11, page 1 of the printed bill, by inserting after the figures "1944," within the brackets, the words "and every four years thereafter." Line 5, page 2, strike out the comma after the figures "1944," and insert the words "and every four years thereafter."

J. F. McELROY, *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. 70, which this day passed the Senate by the following vote: Yeas, 17; nays, none.

Also, Senate Bill No. 71, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 76, which passed, as amended: Yeas, 17; nays, none. Amend section 1 by eliminating the period in line 15, page 2, inserting a semi-colon in lieu thereof, and adding the following: "*provided, further*, that the certificate or articles of incorporation may require the concurrence of a larger percentage of the stock entitled to voting power in order to remove a director. All vacancies, including those caused by an increase in the number of directors, may be filled by a majority of the remaining directors, though less than a quorum, unless it is otherwise provided in the certificate or articles of incorporation or an amendment thereof."

Also, I have the honor herewith to return to your honorable body Assembly Bill No. 66, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 143, which passed, as amended: Yeas, 17; nays, none. Amend section 2 by striking all of section 2 of the printed bill, and inserting in lieu thereof the following: "SEC. 2. This Act is not to be construed as repealing, by implication or otherwise, any emergency relief salary Act passed and adopted for the benefit of the officers of Douglas County, Nevada, during the Forty-first Legislative Session."

Also, Assembly Bill No. 145, which passed: Yeas, 17; nays, none.

Also, Assembly Joint Resolution No. 20, which passed: Yeas, 17; nays, none.

BETTY MILLS,

*Assistant Secretary of the Senate.*

#### MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Mack moved that the Assembly do concur in the Senate amendments to Assembly Bill No. 143.

Carried.

Mr. McElroy moved that Senate Bill No. 63, now on the general file, be withdrawn and returned to the Committee on Judiciary.

Carried.

Mr. Covington moved that Senaté Bill No. 46, now on the general file, be withdrawn and rereferred to the Committee on Ways and Means.

Carried.

Mr. Boak moved that Assembly Bill No. 9, now on the Chief Clerk's desk, be transmitted to the Senate.

Carried.

Mr. Capurro moved that the Assembly rescind its action taken on Assembly Bill No. 149.

Carried.

#### INTRODUCTION AND FIRST READING

Senate Bill No. 76.

Mr. Kelly moved that 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. 70.

Mr. Kelly moved that 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. 71.

Mr. Kelly moved that 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. 133.

Remarks by Mr. McElroy.

Roll call on Assembly Bill No. 133:

YEAS—Allen, Berney, Boak, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—35.

NAYS—None.

Absent—Burke, Carlson, and Donnelly—3.

Not voting—Bastian and Mr. Speaker—2.

Assembly Bill No. 133 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. McElroy moved that the committee amendment to the title of Assembly Bill No. 133 be adopted.

Amendment to title adopted.

Assembly Bill No. 159.

Remarks by Mr. McElroy.

Roll call on Assembly Bill No. 159:

YEAS—Allen, Bastian, Berney, Boak, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—36.

NAYS—None.

Absent—Burke, Carlson, and Donnelly—3.

Not voting—Mr. Speaker.

Assembly Bill No. 159 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 157.

Remarks by Messrs. Smith, Ruedy, and Duffin.

Roll call on Assembly Bill No. 157.

YEAS—Allen, Bastian, Berney, Boak, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—37.

NAYS—None.

Absent—Burke, Carlson, and Donnelly—3.

Not voting—Mr. Speaker.

Assembly Bill No. 157 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 144.

Remarks by Messrs. Grant, Phillips, and Murphy.

Roll call on Assembly Bill No. 144:

YEAS—Allen, Bastian, Boak, Capurro, Covington, Crawford, Duffin, Fisher,

Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—35.

NAYS—None.

Absent—Berney, Burke, Carlson, and Donnelly—4.

Not voting—Mr. Speaker.

Assembly Bill No. 144 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 21.

Remarks by Mr. Covington.

Roll call on Assembly Bill No. 21:

YEAS—Allen, Bastian, Boak, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—34.

NAYS—None.

Absent—Berney, Burke, Carlson, and Donnelly—4.

Not voting—Johnson and Mr. Speaker—2.

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

Assembly Bill No. 165.

Remarks by Mr. Grant.

Roll call on Assembly Bill No. 165:

YEAS—Allen, Bastian, Boak, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, White, and Woods—33.

NAYS—None.

Absent—Burke, Carlson, and Donnelly—3.

Not voting—Berney, Monroe, Tavelle, and Mr. Speaker—4.

Assembly Bill No. 165 having received a constitutional majority, Mr. Speaker declared it passed.

There being no objections the Speaker and Chief Clerk signed Senate Joint Resolution No. 4, and Senate Bills Nos. 32, 42, 56, 61, and 66. Mr. Kelly moved that the Assembly recess until 2 p. m.

Carried.

Assembly in recess at 11:47 a. m.

## HOUSE IN SESSION

At 2:10 p. m.

Mr. Speaker in the Chair.

Quorum present.

## MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Capurro moved that Assembly Bill No. 149, now on general file, be rereferred to Committee on Roads and Highways.

Carried.

There being no objections, the Speaker and Chief Clerk signed Senate Bill No. 31.

Mr. Duffin moved that Assembly Bill No. 109 be withdrawn from the Committee on Judiciary and rereferred to the Committee on Live-stock.

Carried.

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your majority Committee on Judiciary has had Assembly Bill No. 166 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. F. McELROY,  
MILO TABER,  
PRESS DUFFIN, JR.,  
O. D. JEPSON,  
*Majority Members.*

*Mr. Speaker:*

Your minority Committee on Judiciary has had Assembly Bill No. 166 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

DOUG H. TANDY,  
C. C. BOAK,  
CLARENCE RUEDY,  
*Minority Members.*

Mr. Grant moved that the Assembly return to Order of Business No. 10.

Carried.

INTRODUCTION AND FIRST READING

By Committee on Education:

Assembly Bill No. 173—An Act to amend an Act entitled "An Act to provide for the payment of retirement salaries and annuities to public school teachers of this State; providing and establishing the necessary funds and accounts, authorizing the levy of the tax therefor, and other matters relating thereto; creating the Public School Teachers Retirement Salary Fund Board and giving and granting certain powers unto said board; repealing all Acts and parts of Acts in conflict herewith, and specifically repealing sections 6003 to 6021, inclusive, Nevada Compiled Laws 1929, as amended," approved March 29, 1937, as amended.

Mr. Grant moved that 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. 174—An Act to reappropriate a balance of the State Treasury for the purpose of recodifying a law relating to public schools.

Mr. Grant moved that 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 Washoe County Delegation:

Assembly Bill No. 175—An Act providing for the compensation of the Sheriff of Washoe County, State of Nevada.

Mr. Kleppe moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Washoe County Delegation.

Carried.

Mr. Kelly moved that the Assembly recess until 2:30 p. m.

Carried.

Remarks by Mr. Kleppe.

Assembly in recess at 2:20 p. m.

### HOUSE IN SESSION

At 2:30 p. m.

Mr. Speaker in the Chair.

Quorum present.

### SPECIAL ORDER OF BUSINESS

At 2:30 p. m.

Assembly Bill No. 106.

Mr. Covington moved the adoption of the committee amendments to sections 3 and 4.

Amendments adopted.

Remarks by Messrs. Kleppe, Boak, Covington, and Berney.

Roll call on Assembly Bill No. 106:

YEAS—Allen, Bastian, Capurro, Covington, Crawford, Duffin, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, McElroy, Monroe, Moore, Murphy, Phillips, Ruedy, Ryan, Smith, Sowers, Strosnider, Taber, Tandy, and White—26.

NAYS—Berney, Boak, Fisher, Floathe, Mack, Munk, Sharp, Stark, Tavelle, and Woods—10.

Absent—Burke, Carlson, and Donnelly—3.

Not voting—Mr. Speaker.

Assembly Bill No. 106 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. Kelly moved the Assembly recess until 3:45 p. m.

Carried.

### HOUSE IN SESSION

At 4:07 p. m.

Mr. Speaker in the Chair.

Quorum present.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 167, 168, and 169, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

*Mr. Speaker:*

Your Committee on Roads and Highways has had Assembly Bill No. 149 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

A. C. GRANT, *Chairman.*

The Speaker appointed Messrs. Monroe, Phillips, McElroy, and Capurro as a committee to escort Assemblyman Archie C. Grant to the Speaker's rostrum in honor of his natal day.



Assemblyman Grant was presented with a birthday cake and candle and an appropriate birthday card signed by the Assemblymen in honor of the occasion.

Remarks by Messrs. Monroe, Grant, and McElroy.

Mr. Murphy asked that rules be suspended, and he be permitted to introduce a bill.

Carried.

#### INTRODUCTION AND FIRST READING

By Clark County Delegation.

Assembly Bill No. 176—An Act to amend an Act entitled "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," approved March 20, 1935.

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 Judiciary.

Carried.

Mr. Kelly moved that the Assembly adjourn until Wednesday, February 10, 1943, at 11 a. m.

Carried.

Assembly adjourned at 4:20 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*

## THE FIFTY-SECOND DAY

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CARSON CITY (Wednesday), March 10, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Burke, Carlson, Donnelly, and Floathe, who were excused.

Prayer by the Chaplain, Monsignor H. J. Wientjes.

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

Carried.

The Speaker appointed Messrs. McElroy, Kelly, and Moore as a committee to visit Assemblyman Floathe who was injured in an accident last night.

The Speaker appointed Messrs. Murphy, Allen, and Ruedy as a committee to visit Assemblyman Burke, who is ill at his home in Reno.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Fish and Game has had Assembly Bill No. 168 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

WARREN L. MONROE, *Chairman.*

### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body the following Senate bills, which this day passed the Senate by the votes respectively indicated: No. 75, yeas, 16; nays, none; absent, 1; No. 77, yeas, 16; nays, none; absent, 1; No. 80, yeas, 16; nays, none; absent, 1; No. 87, yeas, 16; nays, none; absent, 1.

Also, I have the honor herewith to return Assembly Bill No. 53, which passed, as amended: Yeas, 16; nays, none; absent, 1. Amend section 1 by inserting after the word "Act" in line 1, page 1, the following: "being chapter 96, 1941 Statutes, page 136."

Also, the following Assembly bills, which this day passed the Senate by the votes respectively indicated: No. 54, yeas, 16; nays, none; absent, 1. No. 121, yeas, 16; nays, none; absent, 1; No. 124, yeas, 16; nays, none; absent, 1.

Also, to return to your honorable body Senate Bill No. 38, and to advise you that the Senate does not concur in the Assembly amendment thereto.

BETTY MILLS.

*Assistant Secretary of the Senate.*

Mr. Duffin moved that the Assembly do concur in the Senate amendments to Assembly Bill No. 53.

Carried.

Mr. Covington moved that the Assembly do not recede from its

action on Senate Bill No. 38, and request a conference, and the Speaker appoint a Conference Committee to meet with a like committee from the Senate.

Carried.

The Speaker appointed Messrs. Monroe, Sowers, and Munk as a Conference Committee to meet with a like committee from the Senate to consider Senate Bill No. 38.

Mr. Covington moved that Assembly Bill No. 21 be withheld from transmittal to the Senate this legislative day.

Carried.

Mr. Henrichs moved that Senate Bill No. 64 be withdrawn from the Select Committee of the Mineral County Delegation, and referred to the Committee on Claims.

Carried.

INTRODUCTION AND FIRST READING

Senate Bill No. 35.

Mr. Kelly moved that 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. 77.

Mr. Monroe moved that 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. 80.

Mr. Monroe moved that 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. 87.

Mr. Monroe moved that 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.

GENERAL FILE AND THIRD READING

Senate Bill No. 72.

Remarks by Mr. Tandy.

Roll call on Senate Bill No. 72:

YEAS—Allen, Bastian, Berney, Boak, Covington, Crawford, Duffin, Fisher, Grant, Hall, Henrichs, Jepson, Johnson, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—33.

NAYS—None.

Absent—Burke, Capurro, Carlson, Donnelly, Floathe, and Kelly—6.

Not voting—Mr. Speaker.

Senate Bill No. 72 having received a constitutional majority, Mr. Speaker declared it passed, and the preamble adopted.

Senate Bill No. 41.

Remarks by Messrs. McElroy, Mack, Grant, Taber, Monroe, and Boak.

Roll call on Senate Bill No. 41:

YEAS—Allen, Berney, Boak, Jepson, McElroy, Ruedy, Stark, and Taber—8.

NAYS—Bastian, Capurro, Covington, Crawford, Duffin, Fisher, Grant, Hall, Henrichs, Johnson, Kelly, Kleppe, Mack, Monroe, Moore, Munk, Murphy, Phillips, Ryan, Sharp, Smith, Sowers, Strosnider, Tandy, Tavelle, White, and Woods—27.

Absent—Burke, Carlson, Donnelly, and Floathe—4.

Not voting—Mr. Speaker.

Senate Bill No. 41 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

There being no objections, the Speaker and Chief Clerk signed Senate Bills Nos. 20, 29, and 47, Assembly Joint Resolution No. 20, Senate Substitute for Assembly Bill No. 58, and Assembly Bills Nos. 66, 145, and 143.

Mr. Monroe moved that the Assembly return to Order of Business No. 8.

Carried.

#### MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Monroe moved that Assembly Bill No. 166, now on general file, be withdrawn and referred to a Select Committee of Clark County Delegation.

Carried.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 126.

Mr. McElroy moved the adoption of the committee amendments to section 1.

Amendments adopted.

Remarks by Messrs. Smith and Crawford.

Mr. Crawford moved that section 1 be amended, line 9, page 2, strike out the period and add: "no Constable or Justice of the Peace shall receive less than \$50 per month as a salary."

Remarks by Mr. Boak.

Mr. Crawford withdrew his motion and amendment to Assembly Bill No. 126.

Remarks by Messrs. Jepson, Boak, and Tandy.

Roll call on Assembly Bill No. 126:

YEAS—Allen, Bastian, Berney, Capurro, Crawford, Duffin, Fisher, Grant, Hall, Henrichs, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Murphy, Phillips, Ruedy, Ryan, Smith, Sowers, Taber, Tandy, and White—26.

NAYS—Boak, Covington, Jepson, Munk, Stark, Strosnider, and Woods—7.

Absent—Burke, Carlson, Donnelly, and Floathe—4.

Not voting—Sharp, Tavelle, and Mr. Speaker—3.

Assembly Bill No. 126 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

There being no objections, the Speaker and Chief Clerk signed Senate Bill No. 53 and Senate Joint Resolution No. 2.

Mr. Kelly moved that the Assembly recess for ten minutes.  
Carried.

Assembly in recess at 11:42 a. m.

### HOUSE IN SESSION

At 12:08 p. m.

Mr. Speaker in the Chair.

Quorum present.

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

Carried.

Assembly in recess at 12:09 p. m.

### HOUSE IN SESSION

At 2:13 p. m.

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. 101, which was this day declared an emergency measure under the Constitution, and passed by the following vote: Yeas, 12; nays, 4; absent, 1.

BETTY MILLS,

*Assistant Secretary of the Senate.*

### INTRODUCTION AND FIRST READING

Senate Bill No. 101.

On motion of Mr. Kelly, duly seconded, all rules were suspended, reading so far had considered first reading, rules further suspended, bill declared an emergency measure under the Constitution, and placed on third reading and final passage.

### GENERAL FILE AND THIRD READING

Senate Bill No. 101.

Roll call on Senate Bill No. 101:

YEAS—Allen, Bastian, Boak, Capurro, Covington, Crawford, Duffin, Fisher, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Stro-  
snider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—34.

NAYS—Berney.

Absent—Burke, Carlson, Donnelly, Floathe, and McElroy—5.

Senate Bill No. 101 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Monroe moved that the Assembly recess for three minutes.

Carried.

Assembly in recess at 2:19 p. m.

### HOUSE IN SESSION

At 2:25 p. m.

Mr. Speaker in the Chair.

Quorum present.

On behalf of the Assembly, Assemblywoman Mrs. Sharp presented Assemblyman Duffin with a Defense Bond and a silver "baby cup" in honor of his infant daughter "Martha Ann," who was born during the legislative session.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 170, 171, and 172, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Joint Resolution No. 20, Senate Substitute for Assembly Bill No. 58, and Assembly Bills Nos. 66, 143, and 145 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

W. B. TAVELLE, *Chairman.*

*Mr. Speaker:*

Your Select Committee of Clark County Delegation has had Assembly Bill No. 166 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 2 of Assembly Bill No. 166, page 1, line 10, by striking the comma after the word "situated" as it appears in the line, and inserting a period in its place. Page 1, line 10, change the "i" in the word "in" as it appears in this line to a capital "I." Page 2, line 6, after the word "shall" insert a comma and the words "unless disqualified."

Amend section 3, line 8, by striking out the word "shall" and inserting therefor the word "may."

A. M. MURPHY, *Chairman.*

Mr. Kelly moved that all rules be suspended, and Assembly Bill No. 166 be placed on the top of the general file for third reading and final passage.

Remarks by Mr. Tandy.

Messrs. Tandy, Crawford, and Mack moved the roll call.

Roll call on Mr. Kelly's motion:

YEAS—Bastian, Capurro, Covington, Duffin, Grant, Hall, Jepson, Kelly, Kleppe, McElroy, Monroe, Murphy, Ryan, Smith, Sowers, Strosnider, Taber, and Mr. Speaker—18.

NAYS—Allen, Berney, Boak, Crawford, Fisher, Henrichs, Johnson, Mack, Moore, Munk, Phillips, Ruedy, Sharp, Stark, Tandy, Tavelle, White, and Woods—18.

Absent—Burke, Carlson, Donnelly, and Floathe—4.

Motion lost.

Mr. Monroe moved that the Assembly return to Order of Business No. 8.

Carried.

#### MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Monroe moved that Assembly Bill No. 149, now on general file, be returned to the Chief Clerk's desk.

Remarks by Mr. Capurro.

Messrs. Monroe, Stark, and Covington moved the roll call.

Roll call on Mr. Monroe's motion:

YEAS—Bastian, Covington, Duffin, Fisher, Grant, Hall, Jepson, Kelly, McElroy, Monroe, Murphy, Ryan, Smith, Sowers, Strosnider, Taber, and Tavelle—17.

NAYS—Allen, Berney, Boak, Capurro, Crawford, Henrichs, Johnson, Kleppe,

Mack, Moore, Munk, Phillips, Ruedy, Sharp, Stark, Tandy, White, and Woods—18.

Absent—Burke, Carlson, Donnelly, and Floathe—4.

Not voting—Mr. Speaker.

Motion lost.

Mr. Johnson moved that Assembly Bill No. 149 be indefinitely postponed.

Remarks by Mr. Capurro.

Messrs. Johnson, Allen, and Crawford moved the roll call.

Roll call on Mr. Johnson's motion to indefinitely postpone:

YEAS—Allen, Boak, Crawford, Fisher, Henrichs, Johnson, Munk, Sowers, Stark, White, and Woods—11.

NAYS—Bastian, Berney, Capurro, Covington, Duffin, Grant, Hall, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Strosnider, and Taber—22.

Absent—Burke, Carlson, Donnelly, and Floathe—4.

Not voting—Tandy, Tavelle, and Mr. Speaker—3.

Motion to indefinitely postpone Assembly Bill No. 149 lost.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Claims has had Senate Bill No. 64 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

GERALD FISHER, *Chairman.*

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 149.

Remarks by Messrs. Ruedy, Phillips, Johnson, and Capurro.

Roll call on Assembly Bill No. 149:

YEAS—Bastian, Berney, Capurro, Covington, Duffin, Grant, Henrichs, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Murphy, Phillips, Ruedy, Strosnider, and Taber—18.

NAYS—Allen, Boak, Crawford, Fisher, Hall, Jepson, Johnson, Munk, Ryan, Sharp, Smith, Sowers, Stark, White, and Woods—15.

Absent—Burke, Carlson, Donnelly, and Floathe—4.

Not voting—Tandy, Tavelle, and Mr. Speaker—3.

Assembly Bill No. 149 having failed to receive a constitutional majority, Mr. Speaker declared the bill 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 Concurrent Resolution No. 2, which was this day adopted by the Senate.

Also, to inform you that the President has this day appointed a Conference Committee consisting of Senators Tallman, Sommer, and Dressler to meet with your Conference Committee appointed to confer on Senate Bill No. 38.

BETTY MILLS,

*Assistant Secretary of the Senate.*

#### MOTIONS, RESOLUTIONS, AND NOTICES

Senate Concurrent Resolution No. 2.

Mr. Kelly moved the adoption of the concurrent resolution.

Resolution adopted.

Mr. Kelly moved that the Assembly adjourn until Thursday, March 11, 1943, at 11 a. m.

Carried.

Assembly adjourned at 2:53 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*



THE FIFTY-THIRD DAY

CARSON CITY (Thursday), March 11, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Burke, Carlson, Donnelly, and Floathe, who were excused.

Prayer by the Chaplain, Monsignor H. J. Wientjes.

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

Carried.

REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 173, 174, 175, and 176, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

COMMUNICATIONS

OFFICE OF  
SHERIFF AND EX OFFICIO ASSESSOR  
OF STOREY COUNTY, NEVADA

VIRGINIA CITY, NEVADA, March 10, 1943.

*To the Honorable Speaker and the Honorable Members of the Assembly.*

LADIES AND GENTLEMEN: As a former member of your honorable body, I know that a few words of praise at this time of the session for your efforts in passing legislation that would be beneficial to the State and its people would help to lighten the strain of the closing days of the session, so allow me to commend you on the passage of the bill giving the needed relief of our State a small but deserving raise. Also the passage of the \$40 old-age assistance bill with all of its good provisions. To me this is the most outstanding legislation of the whole session.

Now if you would allow me to suggest at this time that you could do a lot of good for your constituents if you would pass legislation to set aside the tax on driver's licenses for the duration, as this tax costs the drivers of this State between \$65,000 and \$70,000, as well as pictures and finger printing, that there is no need to continue this tax at this time. I believe it should be set aside for at least the duration of the war. I understand that Oregon has already passed such a law and California with several other States are planning on doing the same, why not Nevada? So before referring this suggestion to the forgotten file, please give it a little consideration. Thank you.

Wishing you a happy ending of the session, and with kind personal regards to you all,

I am sincerely yours,

WILL COBB,  
*Ex-Legislator.*

P. S.—Please excuse typing mistakes, as I now have to be my own attaché.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Judiciary has had Senate Bills Nos. 63 and 80 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. F. McELROY, *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 this day passed the Senate, as amended, by the following vote: Yeas, 16; nays, 1. Amend section 1 by striking the words "with the exception of the director" from lines 10 and 11, page 1, thereof. Amend section 4 by striking lines 3, 4, 5, 6, 7, 8, and 9 beginning with the word "The" in line 3, down to and including the word "compensation" in line 9, page 4. Amend section 10 by adding the word "administrative" after the word "the" and before the word "provisions" in line 11, page 6, and by striking the words and figures "thirty-five thousand dollars (\$35,000)," and substituting therefor the words and figures "fifteen thousand dollars (\$15,000)."

Also, Senate Bill No. 81, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 82, which passed, as amended: Yeas, 17; nays, none. Amend section 1 by striking from lines 10 and 11 of page 1 the following: "any and all matters of a public or quasi public nature and into." Further amend section 1 by inserting the words "irrigation district" following the comma after the word "city," line 14, page 1. Further amend section 1 by striking all of said section commencing with the word "and," line 14, and ending with the word "county," line 16, page 1, and inserting a period in lieu of the comma after the word "therein" in line 14. Amend section 2 by striking all of lines 20 to 30, inclusive, page 2, and inserting in lieu thereof the following: "The grand jury shall have the power, with the consent of the Board of County Commissioners, to engage the services of an attorney other than and in addition to the District Attorney, certified public accountants, and such other skilled persons as may be necessary in the performance of its inquisitorial powers."

Also, Senate Bill No. 85, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 89, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 10, with the information that the Senate has this day refused to concur in the Assembly amendments thereto.

I also have the honor herewith to return to your honorable body Assembly Bill No. 51, which this day passed the Senate by the following vote: Yeas, 17; nays, none.

Also, Assembly Joint Resolution No. 7, which passed, as amended: Yeas, 17; nays, none.

Amend by striking out all of lines 10, 11, 12, 13, and 14, commencing with the word "In" in line 10, and substituting therefor the following: "In the case of any officer or employee of any municipality governed under a legally adopted charter, the provisions of such charter with reference to the tenure of office or the dismissal from office of any such officer or employee shall control."

Also, Assembly Joint Resolution No. 1 of the Fortieth Session, which this day passed the Senate by the following vote: Yeas, 17; nays, none.

I also have the honor herewith to present for the consideration of your honorable body Senate Substitute for Assembly Bill No. 107, which this day passed the Senate by the following vote: Yeas, 16; nays, 1.

BETTY MILLS,

*Assistant Secretary of the Senate.*

## MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Kleppe moved that the Assembly do concur in the Senate amendment to Assembly Joint Resolution No. 7.

Carried.

Remarks by Mr. Phillips.

Mr. Phillips moved that Assembly Bill No. 160 be withdrawn from the Committee on Public Health and placed on the general file for final passage.

Remarks by Messrs. Kelly and Phillips.

Messrs. Phillips, Crawford, and Kleppe moved the roll call.

Roll call on Mr. Phillips' motion:

YEAS—Allen, Bastian, Berney, Boak, Capurro, Crawford, Duffin, Fisher, Grant, Hall, Henrichs, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—33.

NAYS—Covington and Jepson—2.

Absent—Burke, Carlson, Donnelly, and Floathe—4.

Not voting—Mr. Speaker.

Motion carried, and Assembly Bill No. 160 was placed on the general file for this legislative day.

There being no objections, the Speaker and Chief Clerk signed Senate Bill No. 101.

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Conference Committee has had Senate Bill No. 38 under consideration, and begs leave to report that it has met with a like committee of the Senate and wishes to report that the figures "\$9,500" is to read "\$10,500" in line 19, page 2, and also in lines 26 and 27, page 2.

A. V. TALLMAN,  
CLARENCE E. SOMMERS,  
W. F. DRESSLER,

HARRY A. MUNK,  
LEWIS L. SOWERS,  
WARREN L. MONROE,

*Conference Committee.*

Mr. Monroe moved the adoption of the Conference Committee report. Adopted.

INTRODUCTION AND FIRST READING

By Washoe County Delegation:

Assembly Bill No. 177—An Act to amend an Act entitled "An Act fixing the method by which the charters of incorporated cities and towns may be amended," approved March 15, 1927, together with the Acts amendatory thereof or supplemental thereto.

Mr. Ruedy moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Washoe County Delegation.

Carried.

Senate Bill No. 6.

Mr. Kelly moved that 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. Kelly moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Clark County Delegation.

Carried.

Senate Bill No. 82.

Mr. Kelly moved that 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. 85.

Mr. Kelly moved that 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. Kelly moved that 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. Boak moved to amend that it be referred to a Joint Committee of Ways and Means and Mines and Mining.

Remarks by Mr. Monroe.

Amendment lost.

Motion to refer Assembly Bill No. 89 to Committee on Ways and Means carried.

Senate Bill No. 10.

Mr. Covington moved that the Assembly do not recede from its action on Senate Bill No. 10, and request a conference, and the Speaker appoint a conference committee to meet with a like committee of the Senate.

Carried.

Senate Substitute for Assembly Bill No. 107.

Mr. Kelly moved that rules be suspended, reading so far had considered first reading, rules further suspended, Senate Substitute for Assembly Bill No. 107 read second time by title, and referred to Committee on Judiciary.

Carried.

There being no objections, the Speaker and Chief Clerk signed Assembly Bills Nos. 53, 54, 121, and 124.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 168.

Mr. Monroe moved that section 2 be amended, page 1, line 14, by inserting after the word "States" the following: "who holds a license or licenses issued under the provisions of this Act."

Amendment adopted.

Remarks by Messrs. Monroe and Boak.

Roll call on Assembly Bill No. 168:

YEAS—Allen, Bastian, Berney, Boak, Capurro, Covington, Crawford, Duffin, Fisher, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—35.

NAYS—None.

Absent—Burke, Carlson, Donnelly, and Floathe—4.

Not voting—Stark.

Assembly Bill No. 168 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 166.

Mr. Grant moved the adoption of the committee amendments to section 2.

Amendments adopted.

Mr. Grant moved the adoption of the committee amendments to section 3.

Amendments adopted.

Remarks by Messrs. Grant, Ruedy, Monroe, Phillips, Crawford, Kleppe, Tandy, Covington, Jepson, Tavelle, Boak, Murphy, and Smith.

Roll call on Assembly Bill No. 166:

YEAS—Bastian, Capurro, Covington, Duffin, Fisher, Grant, Hall, Jepson, Kelly, Kleppe, McElroy, Monroe, Murphy, Ryan, Smith, Sowers, Strosnider, Taber, White, and Mr. Speaker—20.

NAYS—Allen, Berney, Boak, Crawford, Henrichs, Johnson, Mack, Moore, Munk, Phillips, Ruedy, Sharp, Stark, Tandy, Tavelle, and Woods—16.  
Absent—Burke, Carlson, Donnelly, and Floathe—4.

Assembly Bill No. 166 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Mr. Kelly moved that the Assembly recess until 2:30 p. m.

Carried.

Assembly in recess at 1:17 p. m.

## HOUSE IN SESSION

At 3:17 p. m.

Mr. Speaker in the Chair.

Quorum present.

### MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Henrichs gave notice that on the next legislative day he would ask for the reconsideration of Assembly Bill No. 166.

Mr. Phillips moved that Assembly Bill No. 160, now on general file, be withdrawn and rereferred to Committee on Public Health.

Remarks by Messrs. Murphy, Monroe, Kelly, and Phillips.

Motion lost.

There being no objections, the Speaker and Chief Clerk signed Senate Bill No. 72, Senate Concurrent Resolution No. 2, Assembly Bill No. 51, Assembly Joint Resolution No. 1 of the Fortieth Session, and Assembly Joint Resolution No. 7.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 53, 54, 121, and 124 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

W. B. TAVELLE, *Chairman.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Senate Bill No. 46 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. L. COVINGTON, *Chairman.*

*Mr. Speaker:*

Your Committee on Mines and Mining has had Senate Bill No. 87 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

LEWIS L. SOWERS, *Acting Chairman.*

Mr. Ryan moved that the Assembly return to Order of Business No. 10.

#### GENERAL FILE AND THIRD READING

Senate Bill No. 64.

Remarks by Messrs. Henrichs and Kelly.

Roll call on Senate Bill No. 64:

YEAS—Allen, Bastian, Berney, Boak, Capurro, Crawford, Duffin, Fisher, Grant, Hall, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—33.

NAYS—None.

Absent—Burke, Carlson, Covington, Donnelly, Floathe, Johnson, and Munk—7.

Senate Bill No. 64 having received a constitutional majority, Mr. Speaker declared it passed and the preamble adopted.

Assembly Bill No. 160.

Mr. Boak moved that section 1 be amended, by adding, line 1, page 1 of the printed bill, following the word "uncooked" the word "dead."

Amendment adopted.

Mr. Taber moved that section 1 be further amended by adding after the word "horse" in line 4, page 1 of the printed bill, the words "mare, mule, or burro."

Amendment adopted.

Mr. Kelly moved that section 1 be further amended by adding following the word "letters" in line 2, the words "in English, Chinese, and Latin," and the signs must be autographed by one Frederick Phillips.

Amendment adopted.

Mr. Tavelle moved that section 1 be further amended by inserting a comma after the word "meat," on page 1, line 2, and adding "grizzly bears, gray-nosed mules, moose, elk, deer, and any furrier who might be running loose."

Amendment adopted.

Messrs. Monroe and Grant moved that section 2 be amended, page 1, line 5, after the word "horse" insert a comma and the following words: "wolf, mountain lion, badger, ground squirrel, coyote, racing dog, jackass, horntoad, bull frogs, gila monster, lizards, rattlesnakes, sidewinders, chucawallas, scorpions, vinegarones, centipedes, and skunks."

Mr. Kelly moved that the amendment to section 2 be tabled.

Messrs. Tavelle, Grant, and Kelly moved roll call.

Roll call on motion to table amendment to section 2 of Assembly Bill No. 160:

YEAS—Allen, Bastian, Boak, Crawford, Duffin, Fisher, Hall, Jepson, Kelly, Mack, Moore, Phillips, and Woods—13.

NAYS—Berney, Capurro, Covington, Grant, Henrichs, Johnson, Kleppe, McElroy, Monroe, Murphy, Ruedy, Ryan, Sowers, Stark, Strosnider, Taber, and Tandy—17.

Absent—Burke, Carlson, Donnelly, Floathe, Munk, and Smith—6.

Not voting—Sharp, Tavelle, White, and Mr. Speaker—4.

Motion to table lost.

Amendment adopted.

Remarks by Messrs. Phillips and Tavelle.

Mr. Tavelle moved to rescind all action on his amendment to section 1 of Assembly Bill No. 160.

Carried.

Remarks by Mr. Murphy.

Mr. Taber moved to rescind all action on his amendment to section 1.

Carried.

Mr. Boak moved to rescind all action on his amendment to section 1.

Carried.

Mr. Grant moved to rescind all action on his amendment to section 2.

Carried.

Remarks by Mr. Jepson.

Mr. Kelly moved to rescind all action on his amendment to section 1.

Carried.

Roll call on Assembly Bill No. 160:

YEAS—Allen, Berney, Boak, Capurro, Crawford, Fisher, Jepson, Kleppe, Mack, McElroy, Moore, Phillips, Ruedy, Ryan, Stark, Strosnider, Tandy, White, and Woods—19.

NAYS—Bastian, Duffin, and Henrichs—3.

Absent—Burke, Carlson, Donnelly, Floathe, Munk, Sharp, and Smith—7.

Not voting—Covington, Grant, Hall, Johnson, Kelly, Monroe, Murphy, Sowers, Taber, Tavelle, and Mr. Speaker—11.

Assembly Bill No. 160 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Mr. Speaker appointed Messrs. Covington, Grant, and Kleppe as a Conference Committee on Senate Bill No. 10 to meet with a like committee of the Senate.

#### INTRODUCTION AND FIRST READING

By Committee on Labor:

Assembly Bill No. 178—An Act supplementing an Act entitled "An Act relating to the compensation of injured workmen in the industries of this State and the compensation of their dependents where such injuries result in death, creating an Industrial 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, authorizing and directing the Nevada Industrial Commission under certain circumstances to investigate occupational diseases, and upon request of employers and employees to create and establish occupational disease insurance, promulgate rules and administrative procedure therefor, establish the premium rates for such insurance, and other matters properly related thereto.

Mr. Ryan moved that 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. Kelly moved that the Assembly recess until 4:30 p. m.  
Carried.

Assembly in recess at 3:55 p. m.

### HOUSE IN SESSION

At 5:20 p. m.

Mr. Speaker in the Chair.

Quorum present.

### MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Monroe gave notice that on the next legislative day he would ask for the reconsideration of Assembly Bill No. 160.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bill No. 51 with the engrossed copy, finds the same correctly enrolled, and has this day delivered the same to the Governor.

Also, has carefully compared Assembly Joint Resolution No. 1 of the 40th Session, and Assembly Joint Resolution No. 7 of the present session with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Secretary of State.

W. B. TAVELLE, *Chairman.*

*Mr. Speaker:*

Your Committee on Federal Relations 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, as amended. Amend line 20, page 2 of the printed bill, by striking out the figures "3,000,000," and inserting in lieu thereof the figures "200,000."

AMBROSE M. MURPHY, *Chairman.*

*Mr. Speaker:*

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

H. L. COVINGTON, *Chairman.*

*Mr. Speaker:*

Your Select Committee of Washoe County Delegation has had Assembly Bill No. 175 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

E. J. KLEPPE, *Chairman.*

### MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Kelly:

Assembly Resolution No. 21:

WHEREAS, Due to the shortage of typewriters for use of this legislative session, it was necessary to rent a typewriter from Mrs. Liva McCabe; and

WHEREAS, In carrying the typewriter thus rented an unavoidable accident resulted in the practical destruction of the machine, which had a market value of about thirty dollars (\$30); now, therefore, be it

*Resolved*, That the State Controller of the State of Nevada is hereby authorized, directed, and empowered to draw his warrant in favor of the said Mrs. Liva McCabe for the sum of thirty dollars (\$30), and the State Treasurer of the State of Nevada is hereby directed to pay the same out of the Legislative Fund of the Forty-first Session.

Mr. Kelly moved the resolution be adopted.

Resolution adopted.



By Mr. Kelly:

Assembly Resolution No. 22:

*Resolved by the Assembly of the State of Nevada*, That all rules be suspended relative to the general file, and that the Chief Clerk is hereby authorized and directed to place all bills reported from committee on the general file the same day they are reported; and be it further

*Resolved*, That the Chief Clerk be authorized and directed to place all Assembly bills on the general file so that they shall take precedence over Senate bills.

Mr. Kelly moved the resolution be adopted.

Resolution adopted.

Remarks by Mr. Tandy.

Mr. Kelly moved the Assembly adjourn.

Carried.

Mr. Speaker declared the Assembly adjourned until Thursday, March 12, 1943, at 11 a. m.

Assembly adjourned at 5:25 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*

## THE FIFTY-FOURTH DAY

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CARSON CITY (Friday), March 12, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Burke, Donnelly, and Floathe, who were excused.

Prayer by the Chaplain, Monsignor H. J. Wientjes.

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

Carried.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Judiciary has had Senate Bill No. 71 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 3, line 16, page 2 of the printed bill, by inserting after the word "dollar" the words "or more."

Also, your Joint Committee on Judiciary and Nye County Delegation has had Assembly Bill No. 169 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. F. McELROY, *Chairman.*

### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Senate Bill No. 50, with the advice that the Senate has this day refused to concur in the Assembly amendment thereto.

Also, to present Senate Bill No. 83, which passed: Yeas, 16; nays, none; absent, 1.

Also, Senate Bill No. 86, which passed, as amended: Yeas, 16; nays, none; absent, 1. Amend the title by striking out all of the first line thereof following the word "amend," and all of the second line to and including the word "of." Amend section 3 by inserting the word "the" after the word "from" in line 24, page 4. Further amend section 3 by striking out the word "within," line 5, page 5, and substituting in lieu thereof the word "accepting." Further amend section 3 by inserting after the word "commission," line 26, page 7, the following: "The findings of said medical board or a majority thereof shall be final and binding on the commission."

Amend section 5 by striking the word "within" in line 18, page 12, and inserting in lieu thereof the word "accepting."

Also, the following Senate bills, which this day passed the Senate by the votes respectively indicated below: No. 88, yeas, 16; nays, none; absent, 1; No. 91, yeas, 16; nays, none; absent, 1; No. 102, yeas, 15; nays, none; absent, 2.

Also, to advise your honorable body that the Senate this day adopted the report of the Conference Committee on Senate Bill No. 38.

Also, to return Assembly Bill No. 76, which passed, as amended: Yeas, 15; nays, none; absent, 2. Amend section 1 by striking from line 2, page 1, the words "the Private Secretary of the Governor." Insert after the word "department," line 13, page 1, the words "the Inspector of the Nevada State Police."

Strike from lines 13 and 14, page 1, the words "the Deputy Attorney-General." Strike all of the Assembly amendment "the Assistant Deputy, and Office Engineer of the State Engineer's Office, the Secretary of the Public Service Commission, and Deputy Superintendent of Banks." Line 1, page 2, change the word and figures "fifteen (15%)" to read "ten (10%)." Add a new section to be known as section 3, following line 8, page 2, to read: "SEC. 3. This Act shall expire June 30, 1945."

Also, Assembly Bill No. 129, which passed, as amended: Yeas, 16; nays, none; absent, 1. Amend section 1 by striking from line 6, page 1, the words and figures "five thousand (\$5,000)," and inserting in lieu thereof the words and figures "two thousand (\$2,000)."

Also, the following Assembly bills, which passed the Senate this day by the votes respectively indicated: No. 113, yeas, 16; nays, none; absent, 1; No. 119, yeas, 16; nays, none; absent, 1; No. 146, yeas, 16; nays, none; absent, 1; No. 150, yeas, 16; nays, none; absent, 1.

BETTY MILLS,

*Assistant Secretary of the Senate.*

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Kelly moved that the Assembly do not recede from its action on Senate Bill No. 50, and request a conference, and the Speaker appoint a Conference Committee to meet with a like committee of the Senate.  
Carried.

Mr. Kelly moved that the Assembly do concur in the Senate amendments to Assembly Bill No. 76.

Remarks by Mr. Grant.

Mr. Covington moved to amend the motion, and that the Assembly do not concur in the Senate amendments to Assembly Bill No. 76.

Mr. Kelly withdrew his motion.

Mr. Covington's motion carried.

Mr. Covington moved that the Assembly do not concur in the Senate amendments to Assembly Bill No. 129.

Carried.

Mr. Jepson moved that Assembly Bill No. 20 be withdrawn from the Committee on State Institutions and referred to the Committee on Judiciary.

Carried.

Mr. Henrichs, pursuant to notice given on the last legislative day, moved for the reconsideration of Assembly Bill No. 166.

Messrs. Ruedy, Allen, and Johnson moved the roll call.

Roll call on motion to reconsider Assembly Bill No. 166:

YEAS—Bastian, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Grant, Hall, Henrichs, Jepson, Kelly, Kleppe, McElroy, Monroe, Moore, Murphy, Ryan, Smith, Sowers, Strosnider, Taber, and White—23.

NAYS—Allen, Berney, Boak, Johnson, Mack, Munk, Phillips, Ruedy, Sharp, Stark, Tandy, Tavelle, and Woods—13.

Absent—Burke, Donnelly, and Floathe—3.

Not voting—Mr. Speaker.

Motion to reconsider carried.

Mr. Monroe, pursuant to notice given on the last legislative day, moved for the reconsideration of Assembly Bill No. 160.

Carried.

Mr. Kelly moved that Assembly Bill No. 166 be placed at the top of the general file.

Carried.

#### INTRODUCTION AND FIRST READING

Senate Bill No. 83.

Mr. Kelly moved that 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. 86.

Mr. Kelly moved that 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. 88.

Mr. Kelly moved that 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. 91.

Mr. Kelly moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Washoe County Delegation.

Carried.

Senate Bill No. 102.

Mr. Kelly moved that 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. 166.

Remarks by Messrs. Grant and Crawford.

Roll call on Assembly Bill No. 166:

YEAS—Bastian, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Grant, Hall, Jepson, Kelly, Kleppe, McElroy, Monroe, Murphy, Ryan, Smith, Sowers, Strosnider, Taber, White, and Mr. Speaker—22.

NAYS—Allen, Berney, Boak, Henrichs, Johnson, Mack, Munk, Phillips, Ruedy, Sharp, Stark, Tandy, Tavelle, and Woods—14.

Absent—Burke, Donnelly, Floathe, and Moore—4.

Assembly Bill No. 166 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. Monroe moved that the Assembly recess for three minutes.

Carried.

Assembly in recess at 11:35 p. m.

#### HOUSE IN SESSION

At 11:46 p. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Assembly Bill No. 175.

Remarks by Mr. Kleppe.

Roll call on Assembly Bill No. 175:

YEAS—Allen, Bastian, Berney, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Hall, Jepson, Johnson, Kleppe, Mack, McElroy, Monroe, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, White, and Woods—30.

NAYS—Tavelle.

Absent—Burke, Donnelly, Floathe, Grant, Henrichs, Kelly, and Moore—7.

Not voting—Stark and Mr. Speaker—2.

Assembly Bill No. 175 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 169.

Remarks by Mrs. Sharp, Messrs. Monroe and Boak.

Mr. McElroy moved that Assembly Bill No. 169 be rereferred to Committee on Judiciary.

Carried.

Remarks by Mrs. Sharp.

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

Carried.

Assembly in recess at 12:03 p. m.

HOUSE IN SESSION

At 2:28 p. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Assembly Bill No. 160.

Remarks by Mr. Phillips.

Roll call on Assembly Bill No. 160:

YEAS—Allen, Berney, Capurro, Carlson, Covington, Fisher, Grant, Hall, Jepson, Kleppe, Mack, McElroy, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Tandy, White, and Woods—26.

NAYS—Bastian, Kelly, Monroe, and Taber—4.

Absent—Burke, Crawford, Donnelly, Duffin, Floathe, Henrichs, and Johnson—7.

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

Assembly Bill No. 160 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 63.

Remarks by Mr. McElroy.

Roll call on Senate Bill No. 63:

YEAS—Allen, Bastian, Berney, Boak, Capurro, Carlson, Covington, Crawford, Fisher, Grant, Hall, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, and Woods—32.

NAYS—None.

Absent—Burke, Donnelly, Duffin, Floathe, Henrichs, Johnson, and Stark—7.

Not voting—Mr. Speaker.

Senate Bill No. 63 having received a constitutional majority, Mr. Speaker declared it passed.

There being no objections, the Speaker and Chief Clerk signed Senate Bill No. 38.

Senate Bill No. 80.

Remarks by Mr. McElroy.

Roll call on Senate Bill No. 80 :

YEAS—Allen, Bastian, Berney, Boak, Capurro, Carlson, Covington, Crawford, Fisher, Grant, Hall, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—33.

NAYS—None.

Absent—Burke, Donnelly, Duffin, Floathe, Henrichs, Johnson, and Stark—7.

Senate Bill No. 80 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 46.

Remarks by Mr. Grant.

Roll call on Senate Bill No. 46 :

YEAS—Allen, Bastian, Berney, Boak, Capurro, Carlson, Covington, Crawford, Fisher, Grant, Jepson, Kelly, Kleppe, Mack, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, and Woods—29.

NAYS—None.

Absent—Burke, Donnelly, Duffin, Floathe, Henrichs, Johnson, McElroy, and Stark—8.

Not voting—Hall, Sharp, and Mr. Speaker—3.

Senate Bill No. 46 having received a constitutional majority, Mr. Speaker declared it passed and the preamble adopted.

Senate Bill No. 87.

Remarks by Messrs. Sowers and Boak.

Roll call on Senate Bill No. 87 :

YEAS—Allen, Bastian, Berney, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Grant, Hall, Jepson, Kelly, Kleppe, Mack, Monroe, Moore, Munk, Murphy, Ruedy, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, and Woods—31.

NAYS—None.

Absent—Burke, Donnelly, Floathe, Henrichs, Johnson, McElroy, Phillips, and Stark—8.

Not voting—Mr. Speaker.

Senate Bill No. 87 having received a constitutional majority, Mr. Speaker declared it passed.

There being no objections, the Speaker and Chief Clerk signed Assembly Bills Nos. 113, 119, 146, and 150.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 177 and 178, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

GENERAL FILE AND THIRD READING

Senate Joint Resolution No. 1.

Mr. Murphy moved the adoption of the committee amendment to the resolution.

Amendment adopted.

Remarks by Messrs. Grant, Boak, and Murphy.

Roll call on Senate Joint Resolution No. 1:

YEAS—Allen, Bastian, Berney, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Grant, Hall, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, and Woods—33.

NAYS—None.

Absent—Burke, Donnelly, Floathe, Henrichs, Johnson, and Stark—6.

Not voting—Mr. Speaker.

Senate Joint Resolution No. 1 having received a constitutional majority, Mr. Speaker declared it adopted, as amended.

Mr. Boak moved that the title of Senate Joint Resolution No. 1 be amended by striking out the words "three million" in the title, and insert the words "two hundred thousand."

Amendment to title adopted.

Senate Bill No. 6.

Remarks by Mr. Grant.

Roll call on Senate Bill No. 6.

YEAS—Allen, Bastian, Berney, Boak, Carlson, Covington, Crawford, Duffin, Fisher, Grant, Hall, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, and Woods—32.

NAYS—Capurro.

Absent—Burke, Donnelly, Floathe, Henrichs, Johnson, and Stark—6.

Not voting—Mr. Speaker.

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

Senate Bill No. 71.

Mr. McElroy moved the adoption of the committee amendment to section 3.

Amendment adopted.

Remarks by Mr. Taber.

Roll call on Senate Bill No. 71:

YEAS—Allen, Bastian, Berney, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Grant, Hall, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, and Woods—33.

NAYS—None.

Absent—Burke, Donnelly, Floathe, Henrichs, Johnson, and Stark—6.

Not voting—Mr. Speaker.

Senate Bill No. 71 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

There being no objections, the Speaker and Chief Clerk signed Senate Bill No. 64.

Mr. Kelly moved that the Assembly return to Order of Business No. 8.

Carried.

#### MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Kelly:

Assembly Resolution No. 23:

*Resolved by the Assembly of the State of Nevada,* That all rules governing reconsideration shall be suspended after the fifty-fifth day, which is Saturday, March 13, and no motion to reconsider or rescind the final vote of any measure shall be in order thereafter.

Mr. Kelly moved the adoption of the resolution.

Remarks by Messrs. Boak, Phillips, Kelly, and Monroe.

Resolution adopted by two-thirds vote.

#### INTRODUCTION AND FIRST READING

Mr. Boak moved that rules be suspended, and he be permitted to introduce a bill.

Carried.

By Mr. Boak:

Assembly Bill No. 179—An Act providing for the employment of counsel in the event the State of Nevada is sued by any of the counties of the State; providing for the manner of the selection and appointment of counsel to represent the State of Nevada; providing an appropriation for the payment of such counsel and the expense of such litigation, and other matters properly related thereto.

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 Ways and Means.

Carried.

Mr. Crawford moved that rules be suspended, and he be permitted to introduce a bill.

Permission granted.

By Mr. Crawford:

Assembly Bill No. 180—An Act directing the Boards of County Commissioners of the State of Nevada to use men, machinery, and equipment in the prevention and fighting of range, brush, and forest fire, and other matters related thereto.

Mr. Crawford moved that 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 Committee on Ways and Means:

Assembly Bill No. 181—An Act providing appropriations for the purpose of meeting and paying salary increases allowed certain State and departmental officers and employees; authorizing the Board of Control to increase the salaries of persons employed on and about the Capitol grounds and State buildings, and making an appropriation therefor, and other matters properly related thereto and connected therewith.



Mr. Covington moved that 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 Judiciary has had Assembly Bill No. 81 under consideration, and begs leave to report on the same, without recommendation.

Also, Assembly Bill No. 162, and reports favorably on the same, with the recommendation that it do pass.

J. F. McELROY, *Chairman.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Senate Bill No. 49 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Senate Bill No. 49, page 1, line 11, by striking out the words "purchase paint," and insert therefor the words "provide roofing repairs." Line 12, after the word "amount" strike the word "of" and insert the words "not to exceed." Line 13, strike out the words "repainting the interior of the" and insert the words "repairing the roofs of the."

H. L. COVINGTON, *Chairman.*

*Mr. Speaker:*

Your Committee on Mines and Mining has had Assembly Joint Resolution No. 17 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend on page 4 by striking all of the words in line 8 following the word "the," and insert in lieu thereof the following: "Legislatures of the several Western States now in session."

CLIFFORD A. CARLSON, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 81.

Remarks by Messrs. Boak and Kleppe.

Mr. Kleppe moved that Assembly Bill No. 81 be tabled.

Motion to table carried.

Assembly Bill No. 162.

Remarks by Messrs. Grant and Jepson.

Roll call on Assembly Bill No. 162:

YEAS—Allen, Bastian, Berney, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Grant, Hall, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stro-  
snider, Taber, Tandy, Tavelle, White, and Woods—33.

NAYS—None.

Absent—Burke, Donnelly, Floathe, Henrichs, Johnson, and Stark—6.

Not voting—Mr. Speaker.

Assembly Bill No. 162 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. 113, 119, 146, and 150 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

W. B. TAVELLE, *Chairman.*

## GENERAL FILE AND THIRD READING

Assembly Joint Resolution No. 17.

Mr. Mack moved that Assembly Joint Resolution No. 17 be placed on the bottom of the general file.

Carried.

Senate Bill No. 49.

Mr. Covington moved the adoption of the committee amendments to section 1.

Amendments adopted.

Remarks by Messrs. White, Covington, and Monroe.

Roll call on Senate Bill No. 49:

YEAS—Allen, Bastian, Berney, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Grant, Hall, Jepson, Kelly, Kleppe, Mack, Monroe, Moore, Munk, Murphy, Phillips, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, and Woods—30.

NAYS—None.

Absent—Burke, Donnelly, Floathe, Henrichs, McElroy, Ruedy, Ryan, and Stark—8.

Not voting—Johnson and Mr. Speaker—2.

Senate Bill No. 49 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Remarks by Mr. Phillips.

Assembly Joint Resolution No. 17.

Mr. Johnson moved the adoption of the committee amendment to the resolution.

Amendment adopted.

Remarks by Messrs. Johnson and Boak.

Roll call on Assembly Joint Resolution No. 17:

YEAS—Allen, Bastian, Berney, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Grant, Hall, Jepson, Johnson, Kelly, Kleppe, Mack, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—34.

NAYS—None.

Absent—Burke, Donnelly, Floathe, Henrichs, McElroy, and Stark—6.

Assembly Joint Resolution No. 17 having received a constitutional majority, Mr. Speaker declared it adopted, as amended.

Mr. Kelly moved the Assembly recess until 4:15 p. m.

Carried.

Assembly in recess at 3:40 p. m.

## HOUSE IN SESSION

At 4:15 p. m.

Mr. Speaker in the Chair.

Quorum present.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Education has had Assembly Bills Nos. 173 and 174, and Senate Bill No. 77 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

A. C. GRANT, *Chairman.*

MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body the following Senate bills, which this day passed the Senate by the votes respectively indicated: No. 93, yeas, 17; nays, none; No. 94, yeas, 13; nays, 4; No. 96, yeas, 17; nays, none; No. 97, yeas, 17; nays, none; No. 99, yeas, 17; nays, none.

Also, Senate Bill No. 100, which passed, as amended: Yeas, 17; nays, none. Amend section 1 by striking out the word "as," line 9, page 1, and substituting in lieu thereof the word "is."

Also, Senate Concurrent Resolution No. 3, which passed: Yeas, 17; nays, none.

Also, Senate Concurrent Resolution No. 4, which was this day adopted by the Senate.

Also, to return the following Assembly bills, which this day passed the Senate by the votes respectively indicated: No. 85, yeas, 17; nays, none; No. 115, yeas, 17; nays, none; No. 117, yeas, 15; nays, 2.

Also, Assembly Bill No. 134, which passed, as amended: Yeas, 17; nays, none. Amend section 1, line 2, page 2, by striking the word "intended" after the word "is."

Also, Assembly Bill No. 88, and to advise your honorable body that the Senate has this day receded from its amendment previously made thereto, as follows: By striking the period after the word "repealed" in line 18, page 12, of the printed bill, being section 19, and inserting a comma and adding the following: "and particularly all those sections and provisions of an Act entitled 'An Act for preventing the manufacture, sale or transportation of adulterated, mislabeled or misbranded, or poisonous or deleterious foods, drugs, medicines, and liquors, and for regulating the manufacture and traffic therein, and providing penalties for the violation thereof, and repealing all Acts in conflict therewith, approved March 25, 1913,' being chapter 226 of the 1913 Statutes of Nevada."

Also, I have the honor herewith to inform your honorable body that the President of the Senate has this day appointed Senators Tallman, Sommer, and Dressler as a Conference Committee on Senate Bill No. 10.

Also, that action on Assembly Concurrent Resolution No. 6 was this day indefinitely postponed by the Senate.

BETTY MILLS,

*Assistant Secretary of the Senate.*

Mr. Grant moved that the Assembly do concur in the Senate amendments to Assembly Bill No. 134.

Carried.

The Speaker appointed Messrs. Kelly, Taber, and Ruedy as a Conference Committee to meet with a like committee of the Senate on Senate Bill No. 50.

Mr. Kelly moved that the Assembly adjourn until Saturday, March 13, 1943, at 11 a. m.

Mr. Monroe moved to amend and that the Assembly recess until 7 p. m.

Mr. Monroe's amendment lost.

Mr. Kelly's motion carried.

Assembly adjourned at 4:27 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*

## THE FIFTY-FIFTH DAY

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CARSON CITY (Saturday), March 13, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Bastian, Burke, Donnelly, Floathe, Henrichs, and Miss Woods, who were excused.

Prayer by the Chaplain, Monsignor H. J. Wientjes.

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

Carried.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Labor has had Senate Bill No. 86 and Assembly Bill No. 178 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

JAMES G. RYAN, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bill No. 169 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 2, line 13, page 1, and lines 1 to 16, inclusive, page 2 of the printed bill, by striking out the entire section, and changing the number of section 3 to read "section 2." Amend the title of Assembly Bill No. 169 by placing a period after "4a" and striking out the remainder of the title.

Also, Senate Bills Nos. 70, 75, and 85, and reports favorably on the same, with the recommendation that they do pass.

J. F. McELROY, *Chairman.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 147 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

CLIFFORD A. CARLSON,  
A. C. GRANT,  
FRED STROSNIER,

LEWIS L. SOWERS,  
H. L. COVINGTON,  
*Majority Members.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 147 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

DUANE E. MACK,  
E. J. KLEPPE,

HARRY A. MUNK,  
WARREN L. MONROE,  
*Minority Members.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 158 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 1, page 1, lines 9 and 10, by striking out the words "such expenses shall include his actual living expenses, not to exceed six dollars per day," and insert in lieu thereof the words "such expenses shall not exceed five dollars per day."

Also, Senate Bills Nos. 83 and 102, and reports favorably on the same, with the recommendation that they do pass. H. L. COVINGTON, *Chairman*.

MOTIONS, RESOLUTIONS, AND NOTICES

By Committee on Contingent Expenses:  
 Assembly Resolution No. 24:

*Resolved by the Assembly of the State of Nevada*, That the State Controller be hereby authorized to draw his warrants on the Legislative Fund in favor of the various firms or persons named below, for the amount set opposite their name, as per statements attached, and the State Treasurer is hereby directed to pay the same.

Harry's Business Machines, Inc.....	\$14.00
A. Carlisle & Company of Nevada.....	1.00
Bell Telephone Co. of Nevada.....	5.67
Morrill and Machabee, Inc.....	31.53
Western Union Telegraph Co., Carson.....	14.46
Ruth Hazard (typewriter rental).....	7.00
Liva B. McCabe (typewriter rental).....	7.00

Mr. White moved the adoption of the resolution.  
 Resolution adopted.

By Mr. Monroe:

Assembly Concurrent Resolution No. 9, conveying thanks to the Arlington Hotel of Carson City, Nevada, for courtesies extended to the members of the Legislature.

WHEREAS, Mr. and Mrs. Gregg W. Harris of the Arlington Hotel at Carson City, Nevada, very courteously and kindly extended to the members of the Legislature of the State of Nevada an invitation to a banquet on Thursday evening, March 11, 1943; 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 Mr. and Mrs. Harris 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 Mr. and Mrs. Harris of the Arlington Hotel, Carson City, Nevada.

Mr. Monroe moved the adoption of the concurrent resolution.  
 Concurrent resolution adopted.

INTRODUCTION AND FIRST READING

By Clark County Delegation:

Assembly Bill No. 182—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 establishing of a city government therefor, and other matters relating thereto," approved March 16, 1911, by adding a new section to be known as section 16½ to chapter 2 thereof.

On motion of Mr. Murphy, duly seconded, all rules were suspended, reading so far had considered first reading, rules further suspended, bill declared an emergency measure under the Constitution, and placed on the general file for third reading and final passage.

Senate Bill No. 93.

Mr. Kelly moved that 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. 94.

Mr. Kelly moved that 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. 96.

Mr. Kelly moved that 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. 97.

Mr. Kelly moved that 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. 99.

Mr. Kelly moved that 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. 100.

Mr. Kelly moved that 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 Concurrent Resolution No. 3.

Mr. Kelly moved that 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 Concurrent Resolution No. 4.

Mr. Kelly moved the adoption of Senate Concurrent Resolution No. 4. Remarks by Messrs. Boak, Tandy, and Grant.

Resolution lost.

Assembly in recess at 11:30 a. m.

#### HOUSE IN SESSION

At 11:48 a. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Assembly Bill No. 173.

Remarks by Mr. Grant.

Roll call on Assembly Bill No. 173:

YEAS—Allen, Berney, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Grant, Hall, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, and White—32.

NAYS—None.

Absent—Bastian, Burke, Donnelly, Floathe, Henrichs, Murphy, and Woods—7.

Not voting—Mr. Speaker.

Assembly Bill No. 173 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 174.

Remarks by Mr. Grant.

Mr. Grant moved that Assembly Bill No. 174 be placed on the bottom of the general file.

Carried.

Assembly Bill No. 178.

Remarks by Messrs. Ryan, Monroe, and Stark.

Mr. Stark moved that Assembly Bill No. 178 be placed on the bottom of the general file.

Remarks by Messrs. Monroe, Ryan, and Stark.

Mr. Stark withdrew his motion.

Remarks by Messrs. Murphy, Jepson, Tavelle, Boak, and Ryan.

Messrs. Tavelle, Kelly, and Monroe moved the previous question.

Carried.

Roll call on Assembly Bill No. 178:

YEAS—Allen, Berney, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Grant, Hall, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Mr. Speaker—33.

NAYS—None.

Absent—Bastian, Burke, Donnelly, Floathe, Henrichs, and Woods—6.

Not voting—Boak.

Assembly Bill No. 178 having received a constitutional majority, Mr. Speaker declared it passed and the preamble adopted.

Assembly Bill No. 169.

Mr. McElroy moved the adoption of the committee amendment to section 2.

Amendment adopted.

Mr. McElroy moved the adoption of the committee amendment to section 3.

Amendment adopted.

Remarks by Mr. McElroy.

Roll call on Assembly Bill No. 169.

YEAS—Allen, Berney, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Grant, Hall, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe,

Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, and White—33.

NAYS—None.

Absent—Bastian, Burke, Donnelly, Floathe, Henrichs, and Woods—6.

Not voting—Mr. Speaker.

Assembly Bill No. 169 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. McElroy moved the adoption of the committee amendment to the title of Assembly Bill No. 169.

Amendment to title adopted.

Assembly Bill No. 147.

Remarks by Messrs. Covington, Grant, Jepson, and Phillips.

Roll call on Assembly Bill No. 147.

YEAS—Covington, Crawford, Duffin, Fisher, Grant, Hall, Jepson, Kelly, McElroy, Murphy, Phillips, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, White, and Mr. Speaker—19.

NAYS—Allen, Berney, Boak, Capurro, Carlson, Johnson, Kleppe, Mack, Monroe, Moore, Munk, Ruedy, Stark, Tandy, and Tavelle—15.

Absent—Bastian, Burke, Donnelly, Floathe, Henrichs, and Woods—6.

Assembly Bill No. 147 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Assembly Bill No. 158.

Mr. Covington moved the adoption of the committee amendment to section 1.

Amendment adopted.

Remarks by Mr. Covington.

Roll call on Assembly Bill No. 158:

YEAS—Allen, Berney, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Grant, Hall, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, and White—33.

NAYS—None.

Absent—Bastian, Burke, Donnelly, Floathe, Henrichs, and Woods—6.

Not voting—Mr. Speaker.

Assembly Bill No. 158 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 182.

Remarks by Messrs. Grant and Phillips.

Roll call on Assembly Bill No. 182:

YEAS—Allen, Berney, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Grant, Hall, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, and White—32.

NAYS—None.

Absent—Bastian, Burke, Donnelly, Floathe, Henrichs, and Woods—6.

Not voting—Stark and Mr. Speaker—2.

Assembly Bill No. 182 having received a constitutional majority, Mr. Speaker declared it passed.

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

Carried.

Assembly in recess at 12:35 p. m.



HOUSE IN SESSION

At 2:23 p. m.

Mr. Speaker in the Chair.

Quorum present.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Carlson gave notice that on the next legislative day he would ask for the reconsideration of the vote by which Assembly Bill No. 147 was lost.

Remarks by Messrs. Boak and Tandy.

Mr. Ryan moved that Assembly Bill No. 171 be withdrawn from the Committee on Ways and Means and referred to Committee on Labor.

Remarks by Mr. Covington.

Mr. Ryan withdrew his motion.

GENERAL FILE AND THIRD READING

Senate Bill No. 77.

Remarks by Mr. Grant.

Roll call on Senate Bill No. 77:

YEAS—Allen, Berney, Boak, Carlson, Covington, Crawford, Duffin, Fisher, Grant, Hall, Jepson, Johnson, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, and White—31.

NAYS—None.

Absent—Bastian, Burke, Capurro, Donnelly, Floathe, Henrichs, Kelly, and Woods—8.

Not voting—Mr. Speaker.

Senate Bill No. 77 having received a constitutional majority, Mr. Speaker declared it passed and the preamble adopted.

Senate Bill No. 86.

Remarks by Mr. Ryan.

Roll call on Senate Bill No. 86:

YEAS—Allen, Berney, Boak, Carlson, Covington, Crawford, Duffin, Fisher, Grant, Hall, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, and White—32.

NAYS—None.

Absent—Bastian, Burke, Donnelly, Floathe, Henrichs, and Woods—6.

Not voting—Capurro and Mr. Speaker—2.

Senate Bill No. 86 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 75.

Remarks by Mr. McElroy.

Roll call on Senate Bill No. 75:

YEAS—Allen, Berney, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Grant, Hall, Jepson, Johnson, Kleppe, Mack, McElroy, Monroe, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, and White—31.

NAYS—None.

Absent—Bastian, Burke, Donnelly, Floathe, Henrichs, Kelly, Moore, and Woods—8.

Not voting—Mr. Speaker.

Senate Bill No. 75 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 70.

Remarks by Mr. McElroy.

Roll call on Senate Bill No. 70:

YEAS—Allen, Berney, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Hall, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Munk, Murphy, Phillips, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, and White—30.

NAYS—None.

Absent—Bastian, Burke, Donnelly, Floathe, Grant, Henrichs, Moore, Ruedy, and Woods—9.

Not voting—Mr. Speaker.

Senate Bill No. 70 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 85.

Remarks by Mr. McElroy.

Roll call on Senate Bill No. 85:

YEAS—Allen, Berney, Capurro, Covington, Crawford, Duffin, Fisher, Jepson, Kelly, McElroy, Monroe, Munk, Murphy, Phillips, Ryan, Sharp, Sowers, Taber, Tandy, Tavelle, and White—21.

NAYS—Boak, Carlson, Hall, Johnson, Kleppe, Mack, Smith, Stark, and Strosnider—9.

Absent—Bastian, Burke, Donnelly, Floathe, Grant, Henrichs, Moore, Ruedy, and Woods—9.

Not voting—Mr. Speaker.

Senate Bill No. 85 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Speaker pro tem in the Chair.

Senate Bill No. 102.

Remarks by Mr. Covington.

Roll call on Senate Bill No. 102:

YEAS—Allen, Berney, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Hall, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, and White—32.

NAYS—None.

Absent—Bastian, Burke, Donnelly, Floathe, Grant, Henrichs, Woods, and Mr. Speaker—8.

Senate Bill No. 102 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 83.

Remarks by Mr. Covington.

Roll call on Senate Bill No. 83:

YEAS—Allen, Berney, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Hall, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, and White—31.

NAYS—None.

Absent—Bastian, Burke, Donnelly, Floathe, Grant, Henrichs, Monroe, and Woods—8.

Not voting—Mr. Speaker.

Senate Bill No. 83 having received a constitutional majority, Mr. Speaker declared it passed and the preamble adopted.

Mr. Speaker in the Chair.

Assembly Bill No. 174.

Roll call on Assembly Bill No. 174:

YEAS—Allen, Berney, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Grant, Hall, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, and White—33.

NAYS—None.

Absent—Bastian, Burke, Donnelly, Floathe, Henrichs, and Woods—6.

Not voting—Mr. Speaker.

Assembly Bill No. 174 having received a constitutional majority, Mr. Speaker declared it passed and the preamble adopted.

Mr. Grant moved that the title of Assembly Bill No. 174 be amended by striking all of the title in the printed bill and substituting the following: "An Act to provide for the completion of the recodification of the law relating to public schools, and making an appropriation therefor."

Amendment adopted.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Judiciary has had Senate Substitute for Assembly Bill No. 107 under consideration, and begs leave to report favorably on the same, with the recommendation that the substitute bill do pass.

J. F. McELROY, *Chairman.*

*Mr. Speaker:*

Your Committee on Federal Relations has had Senate Bill No. 81 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 3 of Senate Bill No. 81, page 4, line 13, by inserting after the word "Las Vegas" and the period following said word, a semicolon after the word "Las Vegas" and add: "provided, that in the event of a city manager form of city government being adopted then the following salaries for officers shall apply: The Mayor shall receive one hundred eighty (\$180) dollars per annum, each of the City Commissioners shall receive the sum of one hundred twenty (\$120) dollars per annum, the City Clerk shall receive the sum of three thousand (\$3,000) dollars per annum, the City Attorney shall receive the sum of three thousand (\$3,000) dollars per annum, and the Judge of the Municipal Court shall receive the sum of eighteen hundred (\$1,800) dollars per annum, which sums shall be in full compensation of all services rendered by the officers herein named, and shall be paid in twelve equal monthly installments."

AMBROSE M. MURPHY, *Chairman.*

*Mr. Speaker:*

Your Committee of Washoe County Delegation has had Assembly Bill No. 177 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

E. J. KLEPPE, *Acting Chairman.*

#### INTRODUCTION AND FIRST READING

By Committee on Judiciary:

Assembly Bill No. 183—An Act to amend an Act entitled "An Act relating to marriage and divorce," approved November 28, 1861, as amended.

Mr. McElroy moved that 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.

Mr. Kelly moved that the Assembly adjourn until Monday, March 15, 1943, at 10 a. m.

Mr. Berney moved to amend that the Assembly adjourn until Monday, March 15, 1943, at 11 a. m.

Amendment adopted.

Mr. Kelly's motion carried.

Assembly adjourned at 3:03 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*

**THE FIFTY-SEVENTH DAY**

CARSON CITY (Monday), March 15, 1943.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Bastian, Burke, Carlson, and Donnelly, who were excused.

Prayer by the Chaplain, Reverend A. S. Kean.

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

Carried.

MOTIONS, RESOLUTIONS, AND NOTICES

By Messrs. Monroe and Grant:

Assembly Concurrent Resolution No. 10:

WHEREAS, The national news gathering agency has pointed to the record-breaking accomplishments of Speaker Denver Dickerson and Majority Floor Leader John Kelly, particularly with reference to their "pushing" fifteen (15) measures through the Assembly on Saturday; and

WHEREAS, Mr. Dickerson and Mr. Kelly have been so successful in pushing all of the bills through the Legislature, both in the Assembly and in the Senate; and

WHEREAS, The future of our Country and State indicates there will be a great shortage of man power at the next session of the Legislature; and

WHEREAS, There will be need for great economy in government; now, therefore, be it

*Resolved by the Assembly of the State of Nevada, the Senate concurring,* That for the purpose of forming the Forty-second Session of the Legislature the State should adopt the semiunicameral legislative system, and that the State should be divided into two legislative districts, with one representative to be elected from each district; and be it further

*Resolved,* That it is the sense of this Legislature that the counties of Ormsby, Lyon, Douglas, Storey, Washoe, Pershing, Humboldt, Eureka, Lander, and Elko should comprise the northern district to be known as District No. 1, and that said Speaker Denver S. Dickerson shall be the representative from District No. 1; and that the counties of Mineral, Esmeralda, Nye, Churchill, Lincoln, White Pine, and Clark shall comprise the southern district to be known as District No. 2, and that Floor Leader John Anthony Kelly shall be the representative from District No. 2.

Resolution lost.

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Roads and Highways has had Assembly Bill No. 64 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 3, page 3, line 21, by striking out the semicolon after the word years, and inserting a comma and the words "except as provided in section 1 of an Act entitled 'An Act relating to the issuance of chauffeurs' licenses for the operation of school buses and defining the requirements therefor,'" approved March 1, 1943. Amend section 4, page 4, line 23, by inserting after the comma following the word "school"

the words "except as provided in section 1 of an Act entitled 'An Act relating to the issuance of chauffeurs' licenses for the operation of school buses and defining the requirements therefor,' approved March 1, 1943." Amend Assembly Bill No. 64 by adding a new section to be known as section 16, to read as follows: "SEC. 16. This Act shall become effective immediately upon its passage and approval."

A. C. GRANT, *Chairman*.

There being no objections, the Speaker and Chief Clerk signed Assembly Bills Nos. 88, 85, 115, 117, and 134.

#### GENERAL FILE AND THIRD READING

Senate Substitute to Assembly Bill No. 107.

Remarks by Mr. Boak.

Mr. Tandy moved that all of Assembly Bill No. 107 after the enacting clause be stricken, and Senate Substitute for Assembly Bill No. 107 be inserted in lieu thereof.

Carried.

Remarks by Messrs. Grant, Allen, and Kleppe.

Assembly in recess at 10:40 a. m.

#### HOUSE IN SESSION

At 10:45 a. m.

Mr. Speaker in the Chair.

Quorum present.

#### GENERAL FILE AND THIRD READING

Senate Substitute for Assembly Bill No. 107.

Mr. Kleppe moved that Senate Substitute for Assembly Bill No. 107 be rereferred to Committee on Judiciary.

Carried.

Assembly Bill No. 177.

Remarks by Mr. Ruedy.

Roll call on Assembly Bill No. 177:

YEAS—Allen, Berney, Boak, Capurro, Covington, Duffin, Fisher, Floathe, Grant, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Sowers, Stark, Stro-sneider, Taber, Tandy, Tavelle, White, and Woods—32.

NAYS—None.

Absent—Bastian, Burke, Carlson, Crawford, Donnelly, Hall, and Smith—7.  
Not voting—Mr. Speaker.

Assembly Bill No. 177 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 64.

Mr. Grant moved that Assembly Bill No. 64 be placed at the bottom of the general file.

Carried.

Senate Bill No. 81.

Mr. Murphy moved the adoption of the committee amendments to section 3.

Amendments adopted.

Remarks by Mr. Grant.

Roll call on Senate Bill No. 81 :

YEAS—Allen, Berney, Boak, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, White, and Woods—33.

NAYS—None.

Absent—Bastian, Burke, Carlson, Donnelly, and Hall—5.

Not voting—Tavelle and Mr. Speaker—2.

Senate Bill No. 81 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

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

Carried.

Assembly in recess at 10:55 a. m.

### HOUSE IN SESSION

At 11:54 a. m.

Mr. Speaker in the Chair.

Quorum present.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Roads and Highways has had Senate Bills Nos. 96 and 99 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

A. C. GRANT, *Chairman.*

*Mr. Speaker:*

Your Committee on Ways and Means 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.

H. L. COVINGTON, *Chairman.*

*Mr. Speaker:*

Your Committee on Education has had Senate Bill No. 97 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

A. C. GRANT, *Chairman.*

*Mr. Speaker:*

Your Committee on Labor has had Senate Bill No. 30 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JAMES G. RYAN, *Chairman.*

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 85, 88, 115, 117, and 134 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

W. B. TAVELLE, *Chairman.*

#### MOTIONS, RESOLUTIONS, AND NOTICES

By Mrs. Sharp and Mr. Floathe:

Assembly Resolution No. 25:

WHEREAS, Today, March 15, 1943, is the birthday of the distinguished Assemblyman from Nye County, the Honorable Mr. Boak; and

WHEREAS, We wish to extend to him our heartiest congratulations and best wishes on this happy day; and

WHEREAS, His presence here as a member of this body is stimulating and assuring; now, therefore, be it

*Resolved*, That this Forty-first Session of the Legislature extend congratulations and best wishes to Mr. Boak, wishing him the happiest of birthdays; and be it further

*Resolved*, That a copy of this resolution be given to the Honorable Mr. Boak.

Mrs. Sharp moved the adoption of the resolution.

Resolution unanimously adopted.

Remarks by Messrs. Boak and Grant.

Mr. Carlson moved, pursuant to notice given on the last legislative day, for the reconsideration of Assembly Bill No. 147, and asked that it be placed at the top of the general file.

Carried.

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

Carried.

Assembly in recess at 12:04 p. m.

### HOUSE IN SESSION

At 2:25 p. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Jepson moved that the Assembly return to Order of Business No. 10.

Carried.

### INTRODUCTION AND FIRST READING

By Committee on State Institutions:

Assembly Bill No. 184—An Act making an emergency appropriation for the support of the Nevada State Hospital for Mental Diseases.

Mr. Jepson moved that 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. 147.

Remarks by Messrs. Ruedy, Phillips, Mack, and Monroe.

Roll call on Assembly Bill No. 147:

YEAS—Allen, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Jepson, Johnson, Kelly, McElroy, Murphy, Phillips, Ruedy, Ryan, Smith, Sowers, Strosnider, Taber, Tavelle, White, and Mr. Speaker—25.

NAYS—Berney, Kleppe, Mack, Monroe, Munk, Stark, and Woods—7.

Absent—Bastian, Burke, Donnelly, and Sharp—4.

Not voting—Boak, Henrichs, Moore, and Tandy—4.

Assembly Bill No. 147 having received a constitutional majority, Mr. Speaker declared it passed.

Mrs. Sharp asked that it be placed in the records of the Assembly that had she been present she would have voted "yea" on Assembly Bill No. 147.

Assembly Bill No. 64.

Mr. Grant moved the adoption of the committee amendment to section 1.



Amendment adopted.

Mr. Grant moved the adoption of the committee amendment to section 3.

Amendment adopted.

Mr. Grant moved the adoption of the committee amendment to section 4.

Amendment adopted.

Mr. Grant moved the adoption of the committee amendment adding a new section to Assembly Bill No. 64, to be known as section 16.

Amendment adopted.

Remarks by Messrs. Phillips, Grant, Ryan, Boak, and Jepson.

Roll call on Assembly Bill No. 64:

YEAS—Berney, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Ruedy, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tavelle, White, and Woods—31.

NAYS—Johnson, Phillips, and Ryan—3.

Absent—Bastian, Burke, and Donnelly—3.

Not voting—Allen, Tandy, and Mr. Speaker—3.

Assembly Bill No. 64 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. Grant moved the adoption of the committee amendment to the title of Assembly Bill No. 64.

Amendment to title adopted.

Assembly Bill No. 49.

Remarks by Mr. Covington.

Roll call on Assembly Bill No. 49:

YEAS—Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Grant, Hall, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Smith, Sowers, Strosnider, Taber, Tavelle, White, Woods, and Mr. Speaker—28.

NAYS—Allen, Boak, Henrichs, Johnson, and Stark—5.

Absent—Bastian, Berney, Burke, and Donnelly—4.

Not voting—Floathe, Tandy, and Sharp—3.

Assembly Bill No. 49 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 50.

Remarks by Mr. Covington.

Roll call on Assembly Bill No. 50:

YEAS—Allen, Berney, Boak, Capurro, Carlson, Covington, Crawford, Duffin, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—36.

NAYS—None.

Absent—Bastian, Burke, Donnelly, and Ryan—4.

Assembly Bill No. 50 having received a constitutional majority, Mr. Speaker declared it passed.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Education has had Assembly Joint Resolution No. 15

under consideration, and a majority begs leave to report favorably on the same, with the recommendation that it do pass.

O. D. JEPSON,  
LEO. K. JOHNSON,

TED C. MOORE,  
A. C. GRANT,  
*Majority Members.*

*Mr. Speaker:*

Your Committee on Education has had Assembly Joint Resolution No. 15 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

MARY SHARP,  
FRED STROSNIDER,

CLYDE B. STARK,  
*Minority Members.*

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 179, 180, 181, and 183, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

#### GENERAL FILE AND THIRD READING

Assembly Joint Resolution No. 15.

Remarks by Messrs. Jepson, Monroe, Boak, Tavelle, Phillips, and Mrs. Sharp.

Messrs. McElroy, Tavelle, and Taber moved the previous question.  
Carried.

Roll call on Assembly Joint Resolution No. 15:

YEAS—Allen, Berney, Capurro, Covington, Crawford, Duffin, Grant, Hall, Jepson, Moore, and Smith—11.

NAYS—Boak, Carlson, Fisher, Floathe, Henrichs, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—25.

Absent—Bastian, Burke, and Donnelly—3.

Not voting—Mr. Speaker.

Assembly Joint Resolution No. 15 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Senate Bill No. 96.

Remarks by Mr. Grant.

Roll call on Senate Bill No. 96:

YEAS—Allen, Berney, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—36.

NAYS—None.

Absent—Bastian, Burke, and Donnelly—3.

Not voting—Mr. Speaker.

Senate Bill No. 96 having received a constitutional majority, Mr. Speaker declared it passed.

#### MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Kelly moved that Assembly Bill No. 71 be withdrawn from the Committee on Ways and Means and placed on top of the general file for third reading and final passage.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 71.

Mr. Kelly moved that section 2 be amended by striking out the word "thirty" in line 8, and inserting in lieu thereof the word "ninety."

Amendment adopted.

Remarks by Messrs. Kelly, Monroe, Phillips, Covington, Tavelle, Boak, Tandy, Taber, and Murphy.

Messrs. McElroy, Taber, and Tavelle moved the previous question.

Carried.

Roll call on Assembly Bill No. 71:

YEAS—Allen, Berney, Boak, Capurro, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, McElroy, Moore, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Stark, Taber, Tandy, White, and Woods—27.

NAYS—Covington, Kleppe, Mack, Monroe, Munk, Sowers, Strosnider, and Tavelle—8.

Absent—Bastian, Burke, Carlson, and Donnelly—4.

Not voting—Mr. Speaker.

Assembly Bill No. 71 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Senate Bill No. 99.

Remarks by Mr. Grant.

Roll call on Senate Bill No. 99:

YEAS—Allen, Berney, Boak, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Phillips, Ryan, Sharp, Smith, Sowers Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—33.

NAYS—None.

Absent—Bastian, Burke, Carlson, Donnelly, and Ruedy—5.

Not voting—Murphy and Mr. Speaker—2.

Senate Bill No. 99 having received a constitutional majority, Mr. Speaker declared it passed.

There being no objections the Speaker and Chief Clerk signed Senate Bills Nos. 46, 70, 83, 80, and 6.

Mr. Kelly moved that the Assembly recess until 4:30 p. m.

Carried.

Assembly in recess at 4 p. m.

HOUSE IN SESSION

At 5:16 p. m.

Mr. Speaker in the Chair.

Quorum present.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Crawford asked permission to introduce a joint resolution.

Objections by Messrs. Tandy and Monroe.

The question was put: "Shall the resolution be rejected?"

Messrs. Monroe, Duffin, and Phillips moved a roll call.

Roll call on question :

YEAS—Allen, Covington, Duffin, Henrichs, Mack, McElroy, Monroe, Munk, Ruedy, Sowers, Strosnider, and Taber—12.

NAYS—Berney, Capurro, Crawford, Fisher, Grant, Hall, Jepson, Kelly, Kleppe, Murphy, Phillips, Ryan, Smith, Stark, White, and Woods—16.

Absent—Bastian, Boak, Burke, Carlson, and Donnelly—5.

Not voting—Floathe, Johnson, Moore, Sharp, Tandy, Tavelle, and Mr. Speaker—7.

Motion to reject resolution lost.

Mr. Crawford moved that the rules be suspended, and he be permitted to introduce a resolution.

Motion lost.

There being no objections the Speaker and Chief Clerk signed Senate Bills Nos. 63 and 75.

Mr. Kelly moved that the Assembly adjourn until Tuesday, March 16, 1943, at 10 a. m.

Carried.

Assembly adjourned at 5:33 p. m.

Approved :

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*

**THE FIFTY-EIGHTH DAY**

CARSON CITY (Tuesday), March 16, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Bastian, Burke, Carlson, and Donnelly, who were excused.

Prayer by the Chaplain, Reverend A. S. Kean.

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

Carried.

**PRESENTATION OF PETITIONS**

RENO, NEVADA, March 15, 1943.

*To the Members of the Assembly, Forty-first Legislative Session, Carson City, Nevada.*

DEAR FRIENDS: As the 1943 Legislature draws to a close, it seems that your Chairman of Natural Resources has been deprived of some of his own natural resources and by an "act of God" will be unable to attend the closings days of the session.

I had hoped to finish up with you but as this is impossible, I am taking this method to extend to you all my very best wishes.

If at any time I can be of service to you, please feel free to call on me. It has been a pleasure to serve with all of you and I shall cherish the friendships I have made.

Sincerely,

PETER A. BURKE,

*Assemblyman from Washoe County.*

**REPORTS OF COMMITTEES**

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 181 under consideration, and begs leave to report favorable on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 161, and reports unfavorably on the same, with the recommendation that it do not pass.

H. L. COVINGTON, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Senate Bills Nos. 93, 82, and 100, and Assembly Bill No. 176 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

Also, Senate Substitute for Assembly Bill No. 107, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Senate Substitute for Assembly Bill No. 107, page 2 of the typewritten bill, by placing "(c)" at the beginning of the first paragraph on this page. Further amend, section 1, page 2 of the typewritten bill, by adding the following words after the second paragraph on this page: "For the purposes of this Act, the word 'taxpayers' shall be deemed to include only citizens of the United States of the age of twenty-one years and upwards who, at the time of filing their petition, are registered electors of the county in which an election is proposed to be held and whose names appear on the latest assessment roll of

said county as owners or spouses of owners of real or personal property."

Further amend section 1, page 3 of the typewritten bill, by striking out the last paragraph of section 1 on this page.

J. F. McELROY, *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. 111, which was this day declared an emergency measure under the Constitution and passed by the Senate by the following vote: Yeas, 17; nays, none.

Also, to return Senate Bill No. 50, and to inform you that the President of the Senate has this day appointed Senators DeVotie, Robbins, and Haight as a Free Conference Committee on said bill.

Also, Senate Bill No. 65, which passed, as amended: Yeas, 16; nays, none; absent, 1. Amend section 1 by striking the words "may charge a reasonable sum for" in line 14, page 1, and inserting in lieu thereof the words "shall charge at least the actual cost of such."

Also, Senate Bill No. 79, which passed, as amended: Yeas, 16; nays, none; absent, 1. Amend section 1, page 1, lines 11 and 12, by striking all of said line 11 beginning with the word "which," and by striking all of said line 12. Further amend section 1 by striking all of line 1, page 2, and the words "diligence and foresight" in line 2, page 2. Further amend section 1 by striking the words "said Legislature made," line 2, page 2, and inserting in lieu thereof the words "there is." Further amend section 1 by striking the words "twenty thousand" and inserting in lieu thereof the words "twenty-five thousand," line 10, page 2, and by striking the figures "\$20,000" in line 11, page 2, and inserting in lieu thereof the figures "\$25,000." Further amend section 1 by striking the words "for each biennium hereafter," line 11, page 2.

Also, the following Senate bills which passed the Senate by the votes respectively indicated: No. 92, yeas, 15; nays, 2; No. 103, yeas, 17; nays, none; No. 104, yeas, 15; nays, 2.

Also, to return Assembly Bill No. 43, which passed, as amended: Yeas, 17; nays, none. Amend section 1 by striking the words and figures "thirty thousand (\$30,000)," line 3, page 1, and substituting therefor the words and figures "ten thousand (\$10,000)."

Also, the following Assembly bills which passed the Senate by the votes respectively indicated: No. 141, yeas, 17; nays, none; No. 154, yeas, 17; nays, none; No. 155, yeas, 17; nays, none; No. 156, yeas, 17; nays, none; No. 159, yeas, 17; nays, none.

Also, Assembly Bill No. 165, which passed, as amended: Yeas, 17; nays, none. Amend section 1 by striking the words and figures "one (1¢) cent," line 5, page 1, and inserting in lieu thereof the words and figures "five (5) mills." Amend section 4 by striking the words and figures "ten thousand (\$10,000)" in line 24, page 2, and inserting in lieu thereof the words and figures "five thousand (\$5,000)."

Also, Assembly Bill No. 9, the Senate having this day receded from its second amendment thereto.

Also, to present for the consideration of your honorable body Senate Concurrent Resolution No. 5, which was this day adopted by the Senate.

BETTY MILLS.

*Assistant Secretary of the Senate.*

Mr. Kelly moved that the previously appointed Conference Committee consisting of Messrs. Kelly, Taber, and Ruedy be appointed as a Free Conference Committee to meet with a like committee of the Senate on Senate Bill No. 50.

Carried.

Mr. Duffin moved that the Assembly do not concur in the Senate amendments to Assembly Bill No. 46.

Carried.

Mr. Grant moved that the Assembly do not concur in the Senate amendments to Assembly Bill No. 165.

Carried.

INTRODUCTION AND FIRST READING

Senate Bill No. 111.

On motion of Mr. Johnson, duly seconded, all rules were suspended, reading so far had considered first reading, rules further suspended, bill declared an emergency measure under the Constitution, and placed on the general file for third reading and final passage.

Senate Bill No. 65.

Mr. Kelly moved that 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. 79.

Mr. Kelly moved that 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. 92.

Mr. Kelly moved that 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. 103.

Mr. Kelly moved that 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. 104.

Mr. Kelly moved that 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

Senate Concurrent Resolution No. 5.

Mr. Monroe moved the adoption of the concurrent resolution.

Resolution unanimously adopted.

GENERAL FILE AND THIRD READING

Assembly Bill No. 181.

Remarks by Mr. Covington.

Roll call on Assembly Bill No. 181 :

YEAS—Allen, Berney, Boak, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Phillips, Ruedy, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—32.

NAYS—None.

Absent—Bastian, Burke, Carlson, Donnelly, Kelly, Murphy, and Ryan—7.  
Not voting—Stark.

Assembly Bill No. 181 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 161.

Remarks by Messrs. Berney, Taber, Covington, Munk, Stark, and Kleppe.

Roll call on Assembly Bill No. 161 :

YEAS—Berney, Boak, Crawford, Fisher, Henrichs, Jepson, Johnson, McElroy, Moore, Phillips, Ruedy, Smith, Stark, and Taber—14.

NAYS—Capurro, Covington, Duffin, Grant, Hall, Kleppe, Mack, Monroe, Munk, Sharp, Sowers, Strosnider, Tavelle, White, and Woods—15.

Absent—Bastian, Burke, Carlson, Donnelly, Kelly, Murphy, and Ryan—7.  
Not voting—Allen, Floathe, Tandy, and Mr. Speaker—4.

Assembly Bill No. 161 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Assembly Bill No. 176.

Remarks by Mr. Grant.

Roll call on Assembly Bill No. 176 :

YEAS—Allen, Berney, Boak, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—34.

NAYS—None.

Absent—Bastian, Burke, Carlson, Donnelly, and Ryan—5.  
Not voting—Mr. Speaker.

Assembly Bill No. 176 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Substitute for Assembly Bill No. 107.

Mr. McElroy moved the adoption of the committee amendments.

Amendments adopted.

Roll call on Senate Substitute for Assembly Bill No. 107 :

YEAS—Allen, Berney, Boak, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—33.

NAYS—None.

Absent—Bastian, Burke, Carlson, Donnelly, Moore, and Ryan—6.  
Not voting—Mr. Speaker.

Senate Substitute for Assembly Bill No. 107 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Senate Bill No. 97.

Remarks by Mr. Grant.

Roll call on Senate Bill No. 97 :

YEAS—Allen, Boak, Capurro, Covington, Crawford, Duffin, Fisher, Floathe,



Grant, Hall, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—32.

NAYS—None.

Absent—Bastian, Berney, Burke, Carlson, Donnelly, Johnson, and Ryan—7.  
Not voting—Mr. Speaker.

Senate Bill No. 97 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Kelly moved that the Assembly recess.  
Carried.

Assembly in recess at 11:12 a. m.

### HOUSE IN SESSION

At 11:25 a. m.

Mr. Speaker in the Chair.

Quorum present.

#### GENERAL FILE AND THIRD READING

Senate Bill No. 30.

Remarks by Mr. Jepson.

Roll call on Senate Bill No. 30:

YEAS—Allen, Berney, Boak, Capurro, Covington, Duffin, Fisher, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—31.

NAYS—None.

Absent—Bastian, Burke, Carlson, Crawford, Donnelly, Floathe, Ruedy, and Ryan—8.

Not voting—Mr. Speaker.

Senate Bill No. 30 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 93.

Mr. Grant moved that Senate Bill No. 93 be placed on the bottom of the general file.

Carried.

Senate Bill No. 82.

Remarks by Messrs. McElroy and Jepson.

Roll call on Senate Bill No. 82:

YEAS—Allen, Berney, Boak, Capurro, Covington, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—33.

NAYS—None.

Absent—Bastian, Burke, Carlson, Donnelly, and Ryan—5.

Not voting—Crawford and Mr. Speaker—2.

Senate Bill No. 82 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 100.

Remarks by Mr. Taber.

Roll call on Senate Bill No. 100:

YEAS—Allen, Berney, Boak, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Stro-  
snider, Taber, Tandy, Tavelle, White, and Woods—33.

Absent—Bastian, Burke, Carlson, Donnelly, Mack, and Ryan—6.

NAYS—None.

Not voting—Mr. Speaker.

Senate Bill No. 100 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 111.

Remarks by Mr. Johnson.

Roll call on Senate Bill No. 111:

YEAS—Allen, Berney, Boak, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, McElroy, Mon-  
roe, Moore, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Stro-  
snider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—34.

NAYS—None.

Absent—Bastian, Burke, Carlson, Donnelly, Mack, and Ryan—6.

Senate Bill No. 111 having received a constitutional majority, Mr. Speaker declared it passed and the preamble adopted.

Dewey Sampson, member of the 39th Session of the Nevada State Legislature was introduced to the Assembly by Assemblyman Crawford.

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

Assembly in recess at 11:43 a. m.

## HOUSE IN SESSION

At 2:25 p. m.

Mr. Speaker in the Chair.

Quorum present.

### GENERAL FILE AND THIRD READING

Senate Bill No. 93.

Remarks by Mr. McElroy.

Roll call on Senate Bill No. 93.

YEAS—Allen, Berney, Boak, Capurro, Carlson, Covington, Crawford, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McEl-  
roy, Monroe, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Stark,  
Strosnider, Taber, Tandy, Tavelle, and Woods—32.

NAYS—None.

Absent—Bastian, Burke, Donnelly, Duffin, Moore, Ryan, and White—7.

Not voting—Mr. Speaker.

Senate Bill No. 93 having received a constitutional majority, Mr. Speaker declared it passed.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Conference Committee appointed has agreed on the following amend-  
ments to Senate Bill No. 10:

Page 2, line 13, strike the figures \$34,151.00 and insert in lieu thereof \$34,051.00.

Page 2, line 24, the figures \$400.00 to read \$300.00.

Page 3, line 14, the figures \$44,000.00 to remain \$44,000.00, as amended by the Assembly.

Page 3, line 24, the figures \$400.00 is to remain \$400.00.

Page 3, line 28, the figures \$31,700.00 to read \$31,600.00.

Page 4, line 2, the figures \$400.00 to read \$300.00.

Page 4, line 22, the figures \$18,100.00 to read \$18,000.00.

Page 4, line 27, the figures \$400.00 to read \$300.00.

Page 7, line 14, the figures will remain \$39,700.00 as amended in the Assembly.

Page 7, line 22, the figures \$3,000.00 will remain as amended in the Assembly.

Page 7, line 26, the figures \$7,200.00 will remain \$7,200.00.

Page 7, lines 29, 30, 31 are to remain stricken as amended in the Assembly.

Page 10, line 7, the figures \$25,000.00 to remain \$25,000.00 as amended in the Assembly.

Page 10, line 11, will remain \$17,500.00 as amended in the Assembly.

Page 12, line 5, the figures \$20,825.00 to read \$20,325.00.

Page 12, line 10, the figures \$3,000.00 to read \$2,500.00.

Page 13, line 1, the figures \$35,000.00 to read \$34,500.00.

Page 13, line 5, the figures \$3,750.00 to read \$3,250.00.

Page 13, line 23, the figures \$20,600.00 to remain as amended in the Assembly.

Page 13, line 25, the figures \$600.00 to remain as amended in the Assembly.

Pine 14, lines 15 to 23, otherwise known as section 38, is to remain as amended in the Assembly.

H. L. COVINGTON,

A. C. GRANT,

E. J. KLEPPE,

*Assembly Members.*

A. V. TALLMAN,

W. F. DRESSLER,

CLARENCE E. SOMMER,

*Senate Members.*

Mr. Covington moved that the Assembly adopt the report of the Conference Committee on Senate Bill No. 10.

Report adopted.

Mr. Covington moved that the Assembly inform the Senate this legislative day that it had adopted the Conference Committee report.

Carried.

*Mr. Speaker:*

Your Committee of Washoe County Delegation has had Assembly Bill No. 42 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. 42, by striking the word "fifty" and the figures "150" in line 9, page 1, and insert in lieu thereof the word "twenty-five" and the figures "125."

E. J. KLEPPE, *Acting Chairman.*

*Mr. Speaker:*

Your Committee on Public Morals has had Assembly Bill No. 183 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. 183, page 1, lines 9 to 13, inclusive, by striking out all of line 9 after the second comma; all of lines 10, 11, 12, and 13 up to and including the first comma in line 13.

AMBROSE M. MURPHY, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 42.

Mr. Kleppe moved the adoption of the amendment to section 1.

Amendment adopted.

Roll call on Assembly Bill No. 42:

YEAS—Allen, Berney, Boak, Capurro, Carlson, Covington, Crawford, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Stro-snyder, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—34.

NAYS—None.

Absent—Bastian, Burke, Donnelly, Duffin, Moore, and Ryan—6.

Assembly Bill No. 42 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 183.

Remarks by Messrs. Murphy, Smith, Monroe, and Kelly.

Mr. Murphy moved the adoption of the committee amendment to section 1.

Remarks by Mr. Murphy and Mrs. Sharp.

Amendment adopted.

Remarks by Messrs. Boak, Monroe, and Murphy.

Roll call on Assembly Bill No. 183:

YEAS—Allen, Berney, Boak, Capurro, Carlson, Covington, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Munk, Murphy, Phillips, Ruedy, Sharp, Sowers, Strosnider, Taber, Tandy, Tavelle, White, and Woods—31.

NAYS—Crawford, Smith, and Stark—3.

Absent—Bastian, Burke, Donnelly, Moore, and Ryan—5.

Not voting—Mr. Speaker.

Assembly Bill No. 183 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

There being no objections, the Speaker and Chief Clerk signed Senate Bills Nos. 102, 87, 86, 99, 77, and 85.

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Bill No. 19, which this day passed the Senate, as amended, by the following vote: Yeas, 9; nays, 8. Amend section 1 by striking all of lines 8, 9, 10, and 11, page 1, and all of lines 1 and 2, page 2. Further amend section 1 by inserting a bracket before the word "The" in line 3, page 2, and striking the words and figures "ninety-eight thousand nine hundred (\$98,900)" in line 3, page 2, and inserting in lieu thereof the words and figures "sixty thousand (\$60,000)." Amend section 2 by striking the word "command" in line 27, page 2, and inserting in lieu thereof the word "enlist," and by inserting before the word "other" in line 28, page 2, the word "command." Further amend section 2 by striking all of lines 8, 9, and 10, page 3 of said bill.

Amend section 6 by striking the period after the word "approval" in line 30, page 4, and adding the following after the word "approval"; "and shall expire June 30, 1945."

Also, to present Senate Bill No. 113, which passed: Yeas, 13; nays, 4.

BETTY MILLS,

*Assistant Secretary of the Senate.*

Mr. Boak moved that the Assembly do concur in the Senate amendments to Assembly Bill No. 19.

Mr. Covington moved to amend, and that the Assembly do concur in the Senate amendments to section 1 of Assembly Bill No. 19, and

also to the Senate amendment to section 2 by striking the word "command" in line 27, page 2, and inserting in lieu thereof the word "enlist," and by inserting before the word "other" in line 28, page 2, the word "command," and that the Assembly refuse to concur in the further Senate amendment to section 2, page 3, striking lines 8, 9, and 10, and refuse to concur in the Senate amendment to section 6.

Mr. Monroe moved to amend Mr. Covington's amendment that the Assembly do not concur in the Senate amendments to Assembly Bill No. 19, and a Conference Committee be appointed.

Remarks by Messrs. Smith and Monroe.

Mr. Monroe's amendment lost.

Messrs. Stark, Monroe, and Johnson moved the roll call on Mr. Covington's amendment.

Roll call on Mr. Covington's amendment:

YEAS—Allen, Boak, Covington, Fisher, Grant, Hall, Jepson, Kleppe, Mack, McElroy, Murphy, Phillips, Ryan, Sharp, Smith, Sowers, Strosnider, Tavelle, White, and Mr. Speaker—20.

NAYS—Berney, Capurro, Carlson, Crawford, Duffin, Floathe, Henrichs, Johnson, Monroe, Munk, Stark, Tandy, and Woods—13.

Absent—Bastian, Burke, Donnelly, Kelly, Moore, Ruedy, and Taber—7.

Motion, as amended, carried.

#### INTRODUCTION AND FIRST READING

Senate Bill No. 113.

Mr. Monroe moved that 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. Monroe moved that the Assembly recess until 4:30 p. m.

Carried.

Assembly in recess at 3:23 p. m.

#### HOUSE IN SESSION

At 4:45 p. m.

Mr. Speaker in the Chair.

Quorum present.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Education has had Senate Bills Nos. 65 and 92 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

A. C. GRANT, *Chairman.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Senate Bills Nos. 79, 103, and 104 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

H. L. COVINGTON, *Chairman.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Senate Bill No. 89 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Senate Bill No. 89,

page 1, line 2, by changing the word and figure "seven (7)" to the word and figure "five (5)." Page 2, line 9, change the word and figure "two (2)" to "three (3)." Page 2, line 17, strike out the words "to the State Legislature and." Page 2, lines 27 and 28, change the words and figures "five thousand (\$5,000)" to "two thousand (\$2,000)."

H. L. COVINGTON, *Chairman*.

*Mr. Speaker:*

Your Joint Committee on Public Morals and Education has had Senate Bill No. 40 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

AMBROSE M. MURPHY,  
A. C. GRANT,

There being no objections, the Speaker and Chief Clerk signed Senate Bills Nos. 71 and 96, and Senate Joint Resolution No. 1.

Mr. Kelly moved that the Assembly recess until 7 p. m.

Carried.

Assembly in recess at 4:50 p. m.

#### HOUSE IN SESSION

At 7:45 p. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Kelly moved the Assembly recess for the attaché's Third House.

Assembly in recess at 7:46 p. m.

#### HOUSE IN SESSION

At 9 p. m.

Mr. Speaker in the Chair.

Quorum present.

#### GENERAL FILE AND THIRD READING

Senate Bill No. 65.

Remarks by Mr. Grant.

Roll call on Senate Bill No. 65:

YEAS—Allen, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—35.

NAYS—None.

Absent—Bastian, Berney, Burke, Donnelly, and Ryan—5.

Senate Bill No. 65 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 92.

Remarks by Messrs. Grant and Monroe.

Roll call on Senate Bill No. 92:

YEAS—Allen, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Jepson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—30.

NAYS—Boak, Johnson, and Sharp—3.

Absent—Bastian, Berney, Burke, Donnelly, Henrichs, and Ryan—6.

Not voting—Mr. Speaker.

Senate Bill No. 92 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Kelly moved that the Assembly resolve itself into a Committee of the Whole to consider Senate Bill No. 104, with Mr. McElroy in the Chair as chairman of the Committee of the Whole.

Carried.

COMMITTEE OF THE WHOLE

At 9:12 p. m.

The committee was addressed by W. F. Helmick and Senator W. F. Dressler.

HOUSE IN SESSION

At 9:20 p. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Senate Bill No. 104.

Remarks by Messrs. Phillips, Covington, and Kleppe.

Roll call on Senate Bill No. 104.

YEAS—Allen, Boak, Capurro, Covington, Duffin, Floathe, Grant, Hall, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Moore, Munk, Murphy, Phillips, Ruedy, Sharp, Sowers, Strosnider, Taber, Tandy, White, Woods, and Mr. Speaker—27.

NAYS—Carlson, Crawford, Fisher, Monroe, Smith, and Tavelle—6.

Absent—Bastian, Berney, Burke, Donnelly, Ryan, and Stark—6.

Not voting—Johnson.

Senate Bill No. 104 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 103.

Remarks by Mr. Covington.

Roll call on Senate Bill No. 103.

YEAS—Allen, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—35.

NAYS—None.

Absent—Bastian, Berney, Burke, Donnelly, and Ryan—5.

Senate Bill No. 103 having received a constitutional majority, Mr. Speaker declared it passed and the preamble adopted.

Senate Bill No. 79.

Remarks by Mr. Covington.

Roll call on Senate Bill No. 79.

YEAS—Allen, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—33.

NAYS—None.

Absent—Bastian, Berney, Burke, Donnelly, Murphy, and Ryan—6.

Not voting—Mr. Speaker.

Senate Bill No. 79 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 89.

Mr. Covington moved the adoption of the committee amendment to section 1.

Remarks by Messrs. Boak, Grant, Covington, and Murphy.

Mr. Boak moved that Senate Bill No. 89 be rereferred to Committee on Ways and Means.

Remarks by Mr. Monroe.

A division of the House was taken, and the motion carried.

Senate Bill No. 40.

Remarks by Messrs. Murphy and Monroe.

Roll call on Senate Bill No. 40 :

YEAS—Allen, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, and Woods—33.

NAYS—None.

Absent—Bastian, Berney, Burke, Donnelly, and Ryan—5.

Not voting—Stark and Mr. Speaker—2.

Senate Bill No. 40 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Crawford moved that the Assembly return to Order of Business No. 8.

Carried.

#### MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Crawford moved that Assembly Joint Resolution No. 11 be withdrawn from the Committee on Roads and Highways and placed on the general file.

Messrs. Crawford, Phillips, and Hall moved the roll call.

Roll call on motion to withdraw Assembly Joint Resolution No. 11 :

YEAS—Allen, Capurro, Covington, Crawford, Fisher, Hall, Jepson, Johnson, Kelly, Kleppe, Mack, Moore, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, White, and Woods—21.

NAYS—Boak, Carlson, Duffin, Floathe, Grant, Henrichs, McElroy, Monroe, Munk, Strosnider, Taber, and Tandy—12.

Absent—Bastian, Berney, Burke, Donnelly, Ryan, and Tavelle—6.

Not voting—Mr. Speaker.

Motion carried.

#### GENERAL FILE AND THIRD READING

Assembly Joint Resolution No. 11.

Remarks by Messrs. Crawford, Grant, Monroe, and Boak.

Roll call on Assembly Joint Resolution No. 11 :

YEAS—Allen, Capurro, Carlson, Covington, Crawford, Fisher, Grant, Hall, Jepson, Johnson, Kelly, Kleppe, Mack, Moore, Munk, Murphy, Phillips, Ruedy, Smith, Sowers, White, and Woods—22.

NAYS—Boak, Duffin, Floathe, Henrichs, McElroy, Monroe, Stark, Strosnider, Taber, and Tandy—10.

Absent—Bastian, Berney, Burke, Donnelly, Ryan, and Tavelle—6.

Not voting—Sharp and Mr. Speaker—2.

Assembly Joint Resolution No. 11 having received a constitutional majority, Mr. Speaker declared it adopted.



Mr. Kelly moved that the Assembly adjourn until Wednesday, March 17, 1943, at 11 a. m.

Carried.

Assembly adjourned at 10:15 p. m.

Approved:

DENVER DICKERSON,  
*Speaker of the Assembly.*

Attest: E. C. MULCAHY,  
*Chief Clerk of the Assembly.*

## THE FIFTY-NINTH DAY

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CARSON CITY (Wednesday), March 17, 1943.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Bastian, Burke, Carlson, Donnelly, and Ryan, who were excused.

Prayer by the Chaplain, Reverend George Smart.

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

Carried.

There being no objections, the Speaker and Chief Clerk signed Senate Bill No. 111 and Senate Concurrent Resolution No. 5.

### MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Phillips moved that rules be suspended, and he be permitted to introduce a resolution.

Carried.

Remarks by Mr. Tandy.

Mr. Tandy moved that effective immediately no bills or resolutions could be withdrawn from committee without unanimous consent of all present.

The motion was carried unanimously.

By Mr. McElroy :

Assembly Concurrent Resolution No. 11 :

*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 return to the Assembly, Assembly Bill No. 117 for correction of the title and for further consideration.

Mr. McElroy moved the adoption of the concurrent resolution.

Concurrent resolution adopted.

There being no objections, the Speaker and Chief Clerk signed Assembly Bills Nos. 9, 141, 154, 155, 156, and 159.

### 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 this day passed the Senate, as amended, by the following vote: Yeas, 17; nays, none. Amend section 1 by striking the words and figures "four thousand (\$4,000)," line 3, page 1, and inserting in lieu thereof the words and figures "two thousand (\$2,000)."

Also, the following Senate bills, which passed: No. 107, yeas, 17; nays, none; No. 109, yeas, 15; nays, none; absent, 2; No. 114, yeas, 15; nays, none; absent, 2.

Also, to return Assembly Bill No. 35, which passed, as amended: Yeas, 17; nays, none. Amend the title by striking that portion thereof which reads as follows: "to regulate assignments of wages or salaries, earned or to be earned, when given as security for a loan of or as consideration for a payment of three hundred dollars or less." Amend section 13 by striking the words "on any part of the unpaid principal balance of any loan," lines 20 and 21, page 13. Further amend section 13 by striking the period following the word "received," line 11, page 14, and inserting the following: "except notary, filing, and recording fees, and insurance premiums." Further amend said bill by striking all of section 16, pages 16 and 17 of the printed bill. Further amend said bill by striking all of section 17 (a) and (b), on pages 17 and 18 of the printed bill. Further amend said bill by changing the numbers of sections 18 to 23, inclusive, to read sections 16 to 21, inclusive.

Also, Assembly Bill No. 50, which passed: Yeas, 15; nays, none; absent, 2.

Also, Assembly Bill No. 71, which passed, as amended: Yeas, 16; nays, none; absent, 1. Amend section 6 by adding after the word "Act" in line 10, page 2, the following: ", and any portion of said sum hereby appropriated not expended shall revert to the General Fund on July 1, 1945."

Also, Assembly Bill No. 82, which passed, as amended: Yeas, 14; nays, 1; absent, 2. Amend section 7, line 33, page 4, by striking the words and figures "fifteen thousand (\$15,000)" and substituting therefor the words and figures "ten thousand (\$10,000)."

Also, Assembly Bill No. 122, which passed, as amended: Yeas, 17; nays, none. Amend section 2 by adding a bracket after the word "discontinued" in line 3, page 4.

Also, Assembly Bill No. 133, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 152, which passed, as amended: Yeas, 17; nays, none. Amend section 1, lines 2 and 3, page 2, by striking the comma after the figure "11," line 2, and by striking the words "and Walker Lake in District No. 12." Further amend section 1 by striking the bracketed figure "9," line 10, page 2, and the rest of said line 10, and by inserting in lieu thereof the figure "17." Further amend section 1 by inserting the following after the comma following the word "inclusive" in line 11, page 2, "except as above modified, and." Further amend section 1 by striking the words "by such Indians" in line 22, page 2.

Also, Assembly Bill No. 162, which passed, as amended, by the following vote: Yeas, 17; nays, none. Amend section 1 by striking the word "captain" in line 9, page 1, and inserting in lieu thereof "second lieutenant." Further amend section 1 by striking the words "lieutenant (jg)" in line 10, page 1, and inserting in lieu thereof the word "ensign." Add a new section, to be known as section 3, to read as follows: "Sec. 3. The provisions of this Act are expressly made retroactive to and including the eighth day of September 1939, and all acknowledgments taken and oaths administered in conformity with the provisions of this Act since said eighth day of September 1939, and prior to the passage and approval hereof, shall be and are hereby declared to be as effective as though taken after the passage and approval of this Act."

Change "Sec. 3" to read "Sec. 4."

Also, the following Assembly bills, which passed: No. 169, yeas, 17; nays, none; No. 175, yeas, 17; nays, none; No. 181, yeas, 15; nays, none; absent, 2. Also, Assembly Joint Resolution No. 17, which passed: Yeas, 15; nays, none; absent, 2.

Also, to return Senate Bill No. 49, and to advise you that the Senate has this day refused to concur in the Assembly amendments to said bill.

Also, Senate Bill No. 81, the Senate having this day refused to concur in the Assembly amendments thereto.

Also, Senate Substitute for Assembly Bill No. 107, with the advice that the Senate has refused this day to concur in the Assembly amendments to said bill.

Also, Assembly Bill No. 76, the Senate this day having refused to recede from its amendments thereto.

Also, Assembly Bill No. 129, and to advise your honorable body that the Senate has this day refused to recede from its action in amending said bill.

Also, Assembly Bill No. 165, the Senate having refused this day to recede from its amendments thereto.

Also, Assembly Bill No. 43, the Senate this day having receded from its amendment to said bill.

Also, I have the honor to advise your honorable body that the Senate this day concurred in the Assembly amendments to Senate Joint Resolution No. 1.

Also, that the Senate this day adopted the report of the Conference Committee on Senate Bill No. 10 and the amendments proposed in such report.

BETTY MILLS,

*Assistant Secretary of the Senate.*

Mr. McElroy moved that the Assembly do concur in the Senate amendments to Assembly Bill No. 35.

Carried.

Mr. Covington moved that the Assembly do concur in the Senate amendments to Assembly Bill No. 71.

Carried.

Mr. Covington moved that the Assembly do concur in the Senate amendments to Assembly Bill No. 82.

Carried.

Mr. Grant moved that the Assembly do concur in the Senate amendments to Assembly Bill No. 122.

Carried.

Mr. Johnson moved that the Assembly do concur in the Senate amendments to Assembly Bill No. 152.

Carried.

Mr. Grant moved that the Assembly do concur in the Senate amendments to Assembly Bill No. 162.

Carried.

Mr. Covington moved that the Assembly recede from its amendments to Senate Bill No. 49.

Carried.

Mr. Grant moved that the Assembly do recede from its amendments to Senate Bill No. 81.

Carried.

Mr. Kleppe moved that the Assembly recede from its amendments to Senate Substitute to Assembly Bill No. 107.

Carried.

Mr. Covington moved that the Assembly refuse to recede from its action on Assembly Bill No. 76, and that a conference be asked, and the Speaker appoint a Conference Committee to meet with a like committee of the Senate.

Carried.

Mr. Covington moved that the Assembly do concur in the Senate amendments to Assembly Bill No. 129.

Remarks by Mr. Monroe.

Mr. Covington withdrew his motion.

Mr. Monroe moved that the Assembly do not concur in the Senate

amendments to Assembly Bill No. 129, and that a conference be asked and the Speaker appoint a Conference Committee to meet with a like committee of the Senate.

Carried.

Mr. Grant moved that the Assembly do concur in the Senate amendments to Assembly Bill No. 165.

Carried.

INTRODUCTION AND FIRST READING

Senate Bill No. 95.

Mr. Grant moved that 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. 107.

Mr. McElroy moved that 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. 109.

Mr. Monroe moved that 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. 114.

Mr. Kelly moved that 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 Free Conference Committee has had Senate Bill No. 50 under consideration, and begs leave to report favorably on same, with the following recommendations:

Line 4, page 2 of section 1, beginning with the word "if," strike the balance of the section, down to and including the period in line 25, and inserting in place thereof the following: "If any taxpayer shall fail to pay his or her taxes or any installment of such taxes on or before the due date thereof, as provided in section 32 of this Act, as amended at page 120 of the Statutes of 1933, such taxpayer shall be liable for and the Tax Receiver shall assess to and collect from such taxpayer or any person paying in the taxpayer's behalf at the time said taxes are actually paid, the following penalty or penalties: a penalty of two (2%) percent shall be added and collected by the Tax Receiver on the first quarter of taxes in the event the first quarter of said taxes are not paid on or before the first Monday in December; a further penalty of three (3%) percent shall be added and collected by the Tax Receiver on the first and second quarters of taxes in the event the first and second quarters of said taxes, together with accumulated penalties, are not paid on or before the first Monday in March; *provided, however,* that if the first quarter has been paid the penalty of four (4%) percent shall be added and collected by the Tax Receiver on the first, second, and third quarters of taxes in the event said first, second, and third quarters of taxes, together with accumulated penalties, are not paid on or before the first Monday in June; *provided, however,* that if the first quarter has been paid the penalty on the second and third quarters shall be

three (3%) percent; and further provided, that if the first and second quarters have been paid the penalty on the third quarter shall be two (2%) percent. An additional penalty of five (5%) percent shall be added and collected by the Tax Receiver on the total amount of taxes in the event said total amount of taxes, or any installment thereof, together with accumulated penalties, are not paid on or before the first Monday in August; and the Tax Receiver shall immediately prepare a delinquent list, verified by the oath of himself or deputy, and shall file the same in the office of the County Auditor on or before the second Monday in August."

HARRY M. DEVOTIE,

JOHN E. ROBBINS,

A. L. HAIGHT,

*Senate Conference Committee.*

JOHN A. KELLY,

CLARENCE RUEDY,

MILO TABER,

*Assembly Conference Committee.*

Mr. Kelly moved the adoption of the report of the Free Conference Committee.

Report adopted.

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

Carried.

Assembly in recess at 11:45 a. m.

## HOUSE IN SESSION

At 2:19 p. m.

Mr. Speaker in the Chair.

Quorum present.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 9, 141, 154, 155, 156, and 159 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

W. B. TAVELLE, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Senate Bills Nos. 107 and 109 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

J. F. McELROY, *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. 108, which passed the Senate this day, as amended, by the following vote: Yeas, 15; nays, none; absent, 2. Amend section 1 by adding after the word "same" in line 12, page 3 of the printed bill, the following: "The Nevada Tax Commission is hereby directed to pay into the State Treasury for the General Fund of the State of Nevada the sum of \$4,403.92, out of any moneys received by it from gasoline tax, for the purpose of reimbursing the General Fund of the State of Nevada for the appropriation herein made in its behalf."

Also, to return Assembly Bill No. 64, which passed: Yeas, 16; nays, none; absent, 1.

Also, Assembly Bill No. 176, which passed: Yeas, 13; nays, 1; absent, 3.

Also, to return Assembly Bill No. 19, the Senate having this day refused to recede from its amendments to section 2, page 3, and section 6.

Also, to advise that the Senate this day adopted the report of the Free Conference Committee on Senate Bill No. 50, and the amendments to said bill proposed in such report.

BETTY MILLS,

*Assistant Secretary of the Senate.*

Mr. Covington moved that the Assembly refuse to recede from its action on Assembly Bill No. 19, requested that a conference be asked and the Speaker appoint a Conference Committee to meet with a like committee of the Senate.

Carried.

The Speaker appointed Messrs. Covington, Grant, and Kleppe as a Conference Committee on Assembly Bill No. 19.

Mr. Smith requested permission to address the Assembly, and requested that his remarks be included in the record.

Permission granted.

Mr. Smith said:

*Mr. Speaker:*

I shall not transgress upon the indulgence of the Chair, yet I would be disobedient to the command of conscience, if I did not rise to call attention to a valiant race of men.

I speak of the Irish race on this, St. Patrick's Day. The motto of St. Patrick was "Not for ourselves, but for others."

The Boston Tea Party was organized in Patrick Duggan's tavern. Nine of the first twelve men who signed the Declaration of Independence were Irishmen.

When Washington had 12,000 men in his army, 5,000 were Irish. The password at Yorktown was St. Patrick; and Cornwallis surrendered to the tune of the Wearing of the Green.

Their blood saturated the soil of our East, their bones have mingled with the Savannahs of the South, and on the Prairies of the West.

Only a few days ago the Sullivan Boys won the admiration of the world.

My fathers pinned the Shamrock of Old Ireland to the Stars and Stripes and followed it on to every battlefield where it has ever been unfurled.

I have heard whispers of a country far beyond the sea—  
Where rich and poor are equal in the light of Freedom's  
day—

Where the curse of cruelty shall never more be seen—  
And where, praise God, we will live and die—in the  
Wearing of the Green!

Mr. Phillips asked that the rules be suspended and he be permitted to introduce a joint resolution.

Carried.

MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Phillips:

Assembly Joint Resolution No. 22, expressing sympathy and regret upon the death of the Sullivan Brothers of Waterloo, Iowa, while engaged in the naval service of the United States.

WHEREAS, The five brothers and sons of Mr. and Mrs. Thomas F. Sullivan of Waterloo, Iowa, as members of the crew of the U. S. S. Juneau, were on the 12th day of November 1942 killed in action against the Japanese after displaying the greatest valor in combat; now, therefore, be it

*Resolved by the Assembly of the State of Nevada, the Senate concurring,*

That the Legislature of the State of Nevada expresses its pride in those brave, heroic descendants of the Irish Patron Saint Patrick, whose birthday is being celebrated today throughout the world; and be it further

*Resolved*, That this Legislature express its sympathy and fullest condolences to Mr. and Mrs. Thomas F. Sullivan, of Waterloo, Iowa, upon the death of their hero sons, Coxswain Frances Henry Sullivan, Seaman Joseph Eugene Sullivan, Gunners Mate George Thomas Sullivan, Seaman Madison Abel Sullivan, and Seaman Albert Leo Sullivan. Their places cannot be filled on this earth, but their valiant record will be an inspiration to all those other sons who take up their battle for democracy.

*Resolved*, That a copy of this resolution be transmitted to the father and mother of these brave Sullivan brothers at Waterloo, Iowa.

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 Military and Indian Affairs.

Carried.

#### INTRODUCTION AND FIRST READING

Senate Bill No. 108.

Mr. Covington moved that 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

Senate Bill No. 107.

Remarks by Mr. Taber.

Roll call on Senate Bill No. 107:

YEAS—Allen, Berney, Boak, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—34.

NAYS—None.

Absent—Bastian, Burke, Carlson, Donnelly, and Hall—5.

Not voting—Mr. Speaker.

Senate Bill No. 107 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 109.

Mr. McElroy moved that section 1 be amended by adding after the word "cents" in line 15, page 2 of the printed bill, the following words: "all fees received by the Recorder and Ex Officio Auditor under the provisions of this Act shall be by him paid into the General Fund of Ormsby County."

Amendment adopted.

Remarks by Messrs. McElroy, Monroe, and Boak.

Roll call on Senate Bill No. 109:

YEAS—Allen, Berney, Boak, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Henrichs, Jepson, Johnson, Kleppe, Mack, McElroy, Moore, Munk, Phillips, Ruedy, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—29.

NAYS—None.

Absent—Bastian, Burke, Carlson, Donnelly, and Hall—5.

Not voting—Grant, Kelly, Monroe, Murphy, Ryan, and Mr. Speaker—6.

Senate Bill No. 109 having received a constitutional majority, Mr. Speaker declared it passed, as amended.



There being no objections, the Speaker and Chief Clerk signed Senate Bills Nos. 82, 97, 93, and 100.

Mr. Speaker appointed Messrs. Covington, Grant, and Kleppe as a Conference Committee to meet with a like committee of the Senate on Assembly Bills Nos. 76 and 129.

Mr. Kelly moved that the Assembly recess until 3:30 p. m.

Carried.

Assembly in recess at 2:35 p. m.

### HOUSE IN SESSION

At 4:18 p. m.

Mr. Speaker in the Chair.

Quorum present.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Ways and Means has had Senate Bill No. 114 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

LEWIS L. SOWERS,	A. C. GRANT,
FRED STROSNIDER,	H. L. COVINGTON.

*Mr. Speaker:*

Your Committee on Ways and Means has had Senate Bill No. 114 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

HARRY A. MUNK,	DUANE E. MACK,
E. J. KLEPPE,	WARREN L. MONROE.

*Mr. Speaker:*

Your Committee on Ways and Means has had Senate Bills Nos. 95 and 108 and Assembly Bill No. 184 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

H. L. COVINGTON, *Chairman.*

#### MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Monroe moved that Assembly Bill No. 117, withdrawn from the Governor's office by Assembly Concurrent Resolution No. 11, be referred to the Committee on State Printing.

Carried.

Mr. Kelly moved that the Assembly recess until 7:30 p. m.

Remarks by Mr. Monroe.

Motion lost.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 184.

Remarks by Mr. Jepson.

Roll call on Assembly Bill No. 184:

YEAS—Boak, Capurro, Carlson, Covington, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Monroe, Moore, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle and Woods—27.

NAYS—None.

Absent—Allen, Bastian, Berney, Burke, Crawford, Donnelly, Mack, McElroy, Munk, Murphy, Phillips, and White—12.

Not voting—Mr. Speaker.

Assembly Bill No. 184 having received a constitutional majority, Mr. Speaker declared it passed.

## Senate Bill No. 114.

Remarks by Messrs. Grant, Monroe, Kleppe, Covington, and Jepson.  
Roll call on Senate Bill No. 114:

YEAS—Allen, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Moore, Murphy, Phillips, Ruedy, Ryan, Smith, Sowers, Strosnider, Taber, Tandy, White, and Woods—27.

NAYS—Kleppe, Mack, Monroe, Munk, Stark, and Tavelle—6.

Absent—Bastian, Berney, Burke, and Donnelly—4.

Not voting—McElroy, Sharp, and Mr. Speaker—3.

Senate Bill No. 114 having received a constitutional majority, Mr. Speaker declared it passed and the preamble adopted.

Mr. Kelly moved that the Assembly recess for ten minutes.

Carried.

Assembly in recess at 4:48 p. m.

## HOUSE IN SESSION

At 5:12 p. m.

Mr. Speaker in the Chair.

Quorum present.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

The majority of your Committee on Ways and Means has had Senate Bill No. 113 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 4 of Senate Bill No. 113, page 2, lines 13 and 14, by striking the words and figures "one hundred thousand (\$100,000)" and inserting therefor the words and figures "ten thousand (\$10,000)."

E. J. KLEPPE,

A. C. GRANT,

CLIFFORD CARLSON,

LEWIS L. SOWERS,

FRED STROSNIDER,

WARREN L. MONROE,

H. L. COVINGTON,

*Majority Members.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Senate Bill No. 113 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

DUANE E. MACK,

HARRY A. MUNK,

*Minority Members.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Senate Bill No. 89 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 3 of Senate Bill No. 89, page 2, line 17, strike out the words "and to the State Legislature."

H. L. COVINGTON, *Chairman.*

*Mr. Speaker:*

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

JAMES G. RYAN, *Chairman.*

*Mr. Speaker:*

Your Committee on State Institutions herewith submits to this honorable body a report covering the University of Nevada:

Upon our arrival at the University we called upon Dr. Hartman, President of the University, at his office and he directed us to seats and gave us a general description of the various progressing plans for the future welfare of the

University. Dr. Hartman called in Mr. Gorman, who is Comptroller of the Board of Regents, who escorted your committee through the various buildings on the campus.

First we entered the new State Engineering Building which is a magnificent building consisting of reinforced concrete, brick, and stone. The building is now completed and in service at a cost of \$175,000, which is a great asset to the University of Nevada. At the present time it is not fully equipped nor completely furnished, however, all preparations are made for this equipment and furnishing of same. In the basement are two laboratories of the Department of Hydraulics and two steel vaults for the storing of valuable equipment and so forth.

Mr. Gorman explained to the committee regarding the construction, building, and completing of the retaining wall facing south at the foot of the campus grounds which greatly improved the appearance of the University, and this work was completed mostly by W. P. A. labor. In addition to this improvement the Orr ditch was also walled up on both sides for a short distance which also added to the appearance of the campus.

Your committee was then escorted to the dining room of the campus where many of the students and two hundred and fifty men in the armed service were fed in cafeteria style in approximately forty minutes. This dining room and the kitchen were in the very best of condition and all sanitary precautions were of the highest type.

Your committee was then escorted to the new gymnasium which is one of the finest buildings in the west, having a seating capacity of approximately four thousand persons. It also is constructed so as to divide the main floor into two departments by what is known as a "floating wall" that can be removed in a very few minutes. By this dividing wall two basketball games can be played at the same time without interruption from either side. It also has bathrooms both for girls and boys which will enable two complete basketball teams to take their baths immediately after the game is played without any delay. This new gymnasium is a wonderful improvement to the State University, but it is not as yet fully completed on account of being delayed in waiting for material, and also hampered by shortage of labor.

At the present time there are two hundred and fifty men in the armed service staying at the campus and we were informed that in a short time the University will make preparations to receive two hundred and fifty more soldiers. At the time of our visit there were five different groups of soldiers training on the campus at one time. The basement of the old gymnasium is now being used for the training of service men in the art of preparing them to become great marksmen, and this training has produced excellent results.

The chief of the fire department has requested that the shop in the basement of Lincoln Hall should be moved to some other building immediately as it constitutes a serious fire hazard, particularly at this time when it is filled to capacity with the army air cadets. The seriousness of this situation should have been placed before this legislative body sooner; however, as Mr. Gorman has appeared before the Committee on State Institutions, the Committee on Education, and the Committee on Ways and Means explaining this situation, we are now of the opinion that this condition will be taken care of immediately.

Mr. Gorman, Chairman of the Board of Regents, took us to the boilerroom and heating plant which has just recently been completed and told us that the two boilers were now in operation, but that only one half of the campus buildings were receiving heat on account of not enough material to complete all connections to the remaining buildings.

We also went through the various laboratories which are fully equipped and in perfect operation, also being used constantly by the students in all kinds of tests being made regarding weights and measures, mines, and mining ores being tested for various metals and also for many other purposes.

Your committee found that everything coming within the jurisdiction of the University of Nevada is now progressing, advancing, and that many improvements were being made for the benefit of all concerned as rapidly as possible.

Your committee wishes to compliment the Board of Regents on the excellent work that has been accomplished during the past two years and is now still progressing.

We also wish to thank the personnel of the University for the extreme courtesy extended to your committee.

Respectfully submitted,

O. D. JEPSON, *Chairman.*

#### MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Covington moved that Senate Bill No. 113 be placed on the top of the general file.

Carried.

Mr. McElroy moved that Assembly Bill No. 1 be now transmitted to the Senate.

Carried.

#### GENERAL FILE AND THIRD READING

Senate Bill No. 113.

Mr. Covington moved the adoption of the committee amendment to section 4.

Messrs. Ruedy, Allen, and Mack moved the roll call.

Roll call on adoption of the amendment:

YEAS—Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Grant, Hall, Jepson, Kelly, Kleppe, McElroy, Monroe, Murphy, Ryan, Smith, Sowers, Stro-  
snider, Taber, White, and Mr. Speaker—21.

NAYS—Allen, Boak, Floathe, Henrichs, Johnson, Mack, Moore, Munk, Ruedy, Sharp, Stark, Tandy, Tavelle, and Woods—14.

Absent—Bastian, Berney, Burke, Donnelly, and Phillips—5.

Amendment adopted.

At the request of Mr. Grant a letter from the Attorney-General, Alan Bible, concerning the position of the Attorney-General's office in relation to possible suit on account of pending legislation, was read by the Chief Clerk.

Mr. Monroe moved that the letter be placed in the Journal.

Carried.

#### STATE OF NEVADA

#### DEPARTMENT OF ATTORNEY-GENERAL

CARSON CITY, NEVADA, March 16, 1943.

HON. H. L. COVINGTON, *Chairman Ways and Means Committee, Assembly Chamber, State Legislature, Carson City, Nevada.*

DEAR ASSEMBLYMAN COVINGTON: This will acknowledge receipt of your letter of March 16, 1943, in which you state that the Ways and Means Committee of the Assembly have under consideration Assembly Bill No. 179 introduced by Assemblyman Boak on March 12, 1943.

We have carefully studied this bill and fully realize the seriousness and importance of the questions therein involved. As you know, it is the constitutional and statutory duty of the Attorney-General to represent and defend the State and its officers. The Attorney-General and his deputies are under oath to do this. This office, on June 30, 1942, wrote an opinion upholding the constitutionality of chapter 141, 1941 Statutes of Nevada, as a valid expression of the legislative will. The present 1943 Legislature has amended this Act so as to place all funds received under the Boulder Canyon Project Adjustment Act in the General Fund of the State Treasury. (Senate Bill No. 2, chapter 7, 1943 Statutes of Nevada.)

It is the opinion of this office that this amendatory Act is an equally valid and constitutional expression of the legislative will.

If and when a suit should be brought against the State or its officers by Clark County I believe that this office is in a position to defend such suit and I do not believe that either myself or either of my deputies is disqualified from fairly and honestly defending such suit and fully protecting the State's interests.

Your letter suggests an appropriation of \$10,000, to be used by this office in defending this suit. I do not at this time foresee the necessity of incurring additional expense. However, it is entirely possible that contingencies may arise and that the work in this office will become so heavy that additional legal assistance may be necessary. Accordingly, your suggestion of \$10,000 to provide an emergency fund which may be used for payment of additional counsel, if needed, and payment of additional costs and expenses of suit, if any, is entirely acceptable.

We shall select as special deputies to assist us in this case attorneys recommended by the Board of Directors of the State Bar of Nevada or by the Governor.

Very truly yours,

ALAN BIBLE,  
*Attorney-General.*

cc to HON. A. L. HAIGHT, *Chairman Judiciary Committee,*  
*Senate, Carson City, Nevada.*

GENERAL FILE AND THIRD READING

Senate Bill No. 113.

Remarks by Messrs. Grant, Tandy, Covington, and Ruedy.

Roll call on Senate Bill No. 113:

YEAS—Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Grant, Hall, Jepson, Kelly, Kleppe, McElroy, Monroe, Murphy, Ryan, Smith, Sowers, Stro-  
snider, Taber, White, and Mr. Speaker—21.

NAYS—Allen, Boak, Floathe, Henrichs, Johnson, Mack, Moore, Munk, Ruedy,  
Sharp, Stark, Tandy, Tavelle, and Woods—14.

Absent—Bastian, Berney, Burke, Donnelly, and Phillips—5.

Senate Bill No. 113 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Senate Bill No. 108.

Remarks by Mr. Covington.

Roll call on Senate Bill No. 108:

YEAS—Allen, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher,  
Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McEl-  
roy, Monroe, Moore, Munk, Murphy, Ruedy, Sharp, Smith, Sowers, Stro-  
snider, Taber, Tandy, Tavelle, White, and Woods—32.

NAYS—None.

Absent—Bastian, Berney, Burke, Donnelly, Phillips, Ryan, and Stark—7.

Not voting—Mr. Speaker.

Senate Bill No. 108 having received a constitutional majority, Mr. Speaker declared it passed and the preamble adopted.

Senate Bill No. 95.

Remarks by Mr. Covington.

Roll call on Senate Bill No. 95:

YEAS—Allen, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Floathe,  
Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore,

Munk, Murphy, Ruedy, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, and Woods—30.

NAYS—Fisher.

Absent—Bastian, Berney, Burke, Donnelly, Grant, Phillips, Ryan, and Stark—8.

Not voting—Mr. Speaker.

Senate Bill No. 95 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 89.

Mr. Covington moved the adoption of the committee amendment to section 3.

Amendment adopted.

Remarks by Messrs. Boak and Grant.

Roll call on Senate Bill No. 89 :

YEAS—Allen, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Ruedy, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, and Woods—32.

NAYS—None.

Absent—Bastian, Berney, Burke, Donnelly, Phillips, Ryan, and Stark—7.

Not voting—Mr. Speaker.

Senate Bill No. 89 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Senate Concurrent Resolution No. 3.

Remarks by Mr. Jepson.

Roll call on Senate Concurrent Resolution No. 3 :

YEAS—Allen, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—32.

NAYS—None.

Absent—Bastian, Berney, Burke, Donnelly, Phillips, Ruedy, Ryan, and Stark—8.

Senate Concurrent Resolution No. 3 having received a constitutional majority, Mr. Speaker declared it adopted.

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Bill No. 42, which this day passed the Senate by the following vote: Yeas, 17; nays, none.

Also, Assembly Concurrent Resolution No. 11, which was this day adopted by the Senate.

BETTY MILLS,

*Assistant Secretary of the Senate.*

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on State Printing has had Assembly Bill No. 117 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

WARREN L. MONROE, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 117.

Mr. Monroe moved that section 1 be amended, line 2, page 2 of the printed bill, by striking out the period and inserting a semicolon and adding the following words: "*provided further*, that the State Board of Examiners shall not approve any claim for payment for work done by any establishment in violation of the provisions of this Act."

Amendment adopted.

Remarks by Mr. Monroe.

Roll call on Assembly Bill No. 117:

YEAS—Allen, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Sharp, Smith, Sowers, Strosnider, Taber, Tandy, Tavelle, White, and Woods—30.

NAYS—None.

Absent—Bastian, Berney, Burke, Donnelly, Henrichs, Phillips, Ruedy, Ryan, and Stark—9.

Not voting—Mr. Speaker.

Assembly Bill No. 117 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. Monroe moved that the title of Assembly Bill No. 117 be amended by striking out the last two lines, and inserting in lieu thereof the following words: "from bona fide commercial establishments making or manufacturing the same within the State of Nevada, and providing a penalty for the violations of the provisions of this Act."

Amendment to title adopted.

Mr. Kelly moved that the Assembly adjourn until Thursday, March 18, 1943, at 10 a. m.

Mr. Boak moved to amend, that the Assembly adjourn until Thursday, March 18, 1943, at 10 a. m. in honor of the Patron Saint of Ireland, Saint Patrick.

Carried.

Assembly adjourned at 6:10 p. m.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*

## THE SIXTIETH DAY

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CARSON CITY (Thursday), March 18, 1943.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Bastian, Burke, Carlson, and Donnelly, who were excused.

Prayer by the Chaplain, Reverend A. S. Kean.

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

Carried.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Committee on Engrossment hereby certifies that bound copy of Assembly Joint Resolution No. 22, hereto attached, is a correct copy of the triplicate thereof in its possession.

DOUG TANDY, *Chairman.*

### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Bill No. 49, which this day passed the Senate by the following vote: Yeas, 17; nays, none.

Also, Assembly Bill No. 183, which passed: Yeas, 15; nays, 2.

Also, to present Senate Bill No. 4, which this day passed, as amended: Yeas, 17; nays, none. Amend the title by striking the period after the word "thereto" in the third line of the title and inserting in lieu thereof a comma and adding thereafter the following words: "and providing an appropriation therefor." Insert a new section to be known as section 4, which section shall read as follows: "SEC. 4. For the purpose of paying the salary of the position of deputy herein created there is hereby appropriated out of any unappropriated moneys in the State Treasury the sum of six hundred (\$600) dollars for the biennium ending June 30, 1943, and there is also appropriated the further sum of forty-eight hundred (\$4,800) dollars for the biennium beginning July 1, 1943, and ending June 30, 1945, together with the further sum of one hundred fifty (\$150) dollars for the payment of the mileage, subsistence, and travel expense of such deputy for the biennium ending June 30, 1943, and the sum of twelve hundred (\$1,200) dollars for the payment of the mileage, subsistence and travel expense of such deputy for the biennium beginning July 1, 1943, and ending June 30, 1945."

Change the word and figure "SEC. 4." in the printed bill, line 7, page 2, to read "SEC. 5."

Amend the present section 5 of the bill, line 9, page 2, by changing the word and figure "SEC. 5" to read "SEC. 6."

Further amend section 5 of the present bill (which shall be hereafter designated as section 6), by striking the period after the word "approval" in line 10, page 2, and adding to said section the words "and shall expire June 30, 1945."

Also, to return Assembly Bill No. 19, the President of the Senate having this day appointed Senators Haight, Budelman, and Dressler members of a Conference Committee thereon.



Also, to return Assembly Bill No. 129, with the advice that the President of the Senate has this day appointed Senators Tallman, Sommer, and Dressler members of a Conference Committee thereon.

Also, Assembly Bill No. 76, the President of the Senate having this day appointed a Conference Committee composed of Senators Tallman, Sommer, and Dressler.

BETTY MILLS,

*Assistant Secretary of the Senate.*

INTRODUCTION AND FIRST READING

Senate Bill No. 4.

Mr. Monroe moved that 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.

There being no objections, the Speaker and Chief Clerk signed Senate Bills Nos. 40, 79, 103, 104, and 65, and Assembly Concurrent Resolution No. 11.

Assembly in recess at 11:20 a. m.

HOUSE IN SESSION

At 12:01 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Military and Indian Affairs has had Assembly Joint Resolution No. 22 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

DON CRAWFORD, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Kelly:

Assembly Resolution No. 26:

*Resolved by the Assembly of the State of Nevada,* That the State Controller be, and he is hereby, authorized and directed to issue his warrants, and that the State Treasurer be, and he is hereby authorized and directed to pay the same, out of the Legislative Fund heretofore created, to the following-named individuals and in the respective amounts designated, for services rendered at the Forty-first Session of the Nevada Legislature, to wit: George Stark, Eleanor Fabri, Ferne Caffrey, Edith Welty, Blanche Wyckoff, Edith Recanzone, Pearl Gardner, Don Riddell, Frank Bugbee, Ruth Hazard, Lola Bronson, Jeanne Brannin, Lucile Enke, Roberta Bastian, Lois Shellenberger, Louise Rice, Liva McCabe, Gerda Roeder, Stephen G. Haaser, Claude Lund, Edith Waters, Evelyn Panches, Ruth Flournoy, Rita Pergrossi, Mrs. Ruby Simonsen, Avery Winnemucca, Bert Forbes, Robert Bank, Mrs. Emma King, Blanche A. Brown, and Frank McCafferty each be allowed the sum of twenty-five (\$25) dollars; Bob Ducker the sum of forty (\$40) dollars; Beach Pruett the sum of twenty (\$20) dollars; J. F. Springmeyer the sum of one hundred fifty (\$150) dollars; Frank W. Ingram the sum of three hundred (\$300) dollars; and Rose Brockovich the sum of twenty-five (\$25) dollars.

The foregoing shall be in addition to other compensation and shall constitute payment for all services during and following adjournment of said session beyond the scope of their usual and expected duties.

Mr. Kelly moved the adoption of the resolution.

Resolution adopted.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Ways and Means has had Senate Bill No. 88 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. L. COVINGTON, *Chairman.*

## GENERAL FILE AND THIRD READING

Assembly Joint Resolution No. 22.

Remarks by Mr. Phillips.

Roll call on Assembly Joint Resolution No. 22:

YEAS—Allen, Berney, Capurro, Covington, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—34.

NAYS—None.

Absent—Bastian, Boak, Burke, Carlson, Crawford, and Donnelly—6.

Assembly Joint Resolution No. 22 having received a constitutional majority, Mr. Speaker declared it adopted.

Senate Bill No. 88.

Remarks by Mr. Covington.

Roll call on Senate Bill No. 88:

YEAS—Allen, Berney, Capurro, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Moore, Munk, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—34.

NAYS—None.

Absent—Bastian, Boak, Burke, Carlson, and Donnelly—5.

Not voting—Mr. Speaker.

Senate Bill No. 88 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Monroe moved that Senate Bill No. 94 be withdrawn from the Committee on Judiciary and placed on the general file.

Motion lost.

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

Carried.

Assembly in recess at 12:12 p. m.

## HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Quorum present.

## MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Bill No. 177, which this day passed the Senate by the following vote: Yeas, 17; nays, none.

Also, Assembly Bill No. 182, which passed: Yeas, 17; nays, none.

Also, to present Senate Bill No. 110, which passed: Yeas, 16; nays, 1.

Also, to return Senate Bill No. 113, the Senate having this day refused to concur in the Assembly amendment thereto.

Also, to advise your honorable body that the Senate this day concurred in the Assembly amendments to Senate Bill No. 89.

Also, to advise your honorable body that the Senate this day adopted the report of the Conference Committee on Assembly Bill No. 76.

Also, to advise your honorable body that the Senate this day adopted the report of the Conference Committee on Assembly Bill No. 129.

BETTY MILLS,  
*Assistant Secretary of the Senate.*

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Conference Committee on Assembly Bill No. 129 begs leave to report that the Senate has receded from its amendment to the bill, namely "changing the figures back to five thousand (\$5,000)."

H. L. COVINGTON,  
E. J. KLEPPE,  
A. C. GRANT,  
*Assembly Members.*

CLARENCE SOMMER,  
W. F. DRESSLER,  
A. V. TALLMAN,  
*Senate Members.*

Mr. Covington moved that the Assembly adopt the report of the Conference Committee on Assembly Bill No. 129.

Carried.

*Mr. Speaker:*

Your Conference Committee on Assembly Bill No. 76 reports that the Senate recedes from its amendment on page 1, namely "the Inspector of the Nevada State Police."

On page 2, line 1, the figures "10%" are to read "12%."

A. C. GRANT,  
H. L. COVINGTON,  
E. J. KLEPPE,  
*Assembly Members.*

A. V. TALLMAN,  
CLARENCE SOMMER,  
W. F. DRESSLER,  
*Senate Members.*

Mr. Covington moved that the Assembly adopt the report of the Conference Committee on Assembly Bill No. 76.

MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Bill No. 184, which this day passed the Senate by the following vote: Yeas, 16; nays, none; absent, 1.

Also, Assembly Bill No. 117, which passed: Yeas, 16; nays, none; absent, 1.

BETTY MILLS,  
*Assistant Secretary of the Senate.*

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly 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.

W. B. TAVELLE, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Grant moved that the Assembly recede from its amendment to Senate Bill No. 113.

Remarks by Messrs. Monroe, Boak, Murphy, and Tandy.

Messrs. Ruedy, Allen, and Mack moved the roll call.

Roll call on motion to recede from Assembly amendments to Senate Bill No. 113:

YEAS—Berney, Boak, Duffin, Fisher, Floathe, Grant, Hall, Henrichs, Jepson, Johnson, Kleppe, McElroy, Munk, Murphy, Ryan, Smith, Sowers, Tandy, Tavelle, White, and Woods—21.

NAYS—Allen, Capurro, Covington, Mack, Monroe, Ruedy, Sharp, Stark, Stro-  
nider, and Taber—10.

Absent—Bastian, Burke, Carlson, Donnelly, Kelly, and Moore—6.

Not voting—Crawford, Phillips, and Mr. Speaker—3.

Motion carried.

#### INTRODUCTION AND FIRST READING

Senate Bill No. 110.

Mr. Monroe moved that 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 State Prison and Hospital for Mental Diseases composed of Messrs. McElroy, Chairman, Murphy, Crawford, Allen, Mack, Munk, and White, reports as follows:

The Committee, with all members present, visited the Nevada State Prison on two different occasions, once at the beginning of the Forty-first Session, to discuss with Warden Richard Sheehy matters of policy, and once, a few days ago, to conduct an inspection of all buildings and installations at the Prison and to ascertain in what degree of efficiency the Prison was being managed.

Our inspection was not perfunctory, and we investigated this institution carefully, bearing in mind the idea that we might be able to make certain recommendations that would be helpful to the State officials in charge. Our conclusions and recommendations follow:

##### 1. Condition of Buildings—

Your Committee found that all buildings were in good state of repair, with everything being done to maintain them in that condition.

##### 2. Sanitation—

After having inspected the kitchen commissary, dining hall, bathrooms, etc., your Committee feels that the executive personnel of the Nevada State Prison has done everything in its power to maintain sanitary conditions for the benefit and protection of the inmates.

##### 3. Personnel—

We feel that the personnel of the Prison, both executive and administrative, is efficient and at all times has the well-being of the institution at heart.

##### 4. Economy—

We feel that this institution has been put on a sound economical basis, with the per diem cost of maintaining the inmates at a lower figure than most like institutions in the country, yet acknowledging the fact that the inmates are well clothed and well fed.

##### 5. Recreational Facilities—

A good library is maintained. While many of the books and periodicals are old, we feel that this is a condition that cannot be remedied at the present time, since many organizations are carrying on drives to acquire books for the members of the armed forces. We found that boxing matches were staged occasionally and baseball was practiced by the prisoners in good weather.

##### 6. Vocational Activity—

Your Committee found that many of the prisoners were engaged in various lines of personal enterprise, with leatherworking, silversmithing, etc., predominating. Products of this labor are sold to provide the prisoners with a few luxuries such as cigarettes, candy, etc. The license plate department

employs a number of men periodically, and a sack-patching department is in the process of installation. In addition, prison labor is utilized to quarry the stone for the new cell block from the prison quarry. At the present time approximately two thirds of the stone necessary for the new cell block has been worked, and it is expected that the rest of the necessary stone will be quarried this summer.

7. Recommendations—

1. Your Committee feels that the Nevada State Prison is being well run and well managed, with the executive personnel of the Prison having in mind at all times the welfare of the taxpayers of the State of Nevada and the inmates of the penitentiary.

2. We feel that it is necessary for the well-being of the inmates that whenever possible they be employed at some necessary task, or engaged in some sort of recreational activity.

3. We urge that, as soon as the present war emergency is past, steps immediately be taken to acquire the necessary steel, mechanical devices, etc., to build and equip the new cell block. This would have the effect of alleviating the present crowded condition, which probably presents a problem of immorality caused by the placing of two men in a cell designed to accommodate one man.

Prison Farm—

A thorough inspection of the Prison Farm was also made by this Committee. We found all buildings of the farm maintained in good condition—clean and sanitary; all machinery under cover and in good condition. Some of the machinery was old and may have to be replaced in the near future.

The Prison Farm furnishes meat, milk, eggs, and vegetables for the Prison, and the Committee was informed that the herd at the farm is being built up and more extensive farming program planned for the coming season, which will no doubt provide vegetables and meat for the Prison without procuring these commodities from outside markets.

J. F. McELROY, *Chairman*,  
DUANE E. MACK,  
AMBROSE M. MURPHY,  
HARRY A. MUNK,

K. L. ALLEN,  
DON CRAWFORD,  
PERRY WHITE.  
*Committee.*

Mr. McElroy moved that the Assembly adopt the report of the Committee on State Prison and Insane Asylum.

Carried.

*Mr. Speaker:*

Your Committee on the State Prison and Insane Asylum, composed of Messrs. McElroy, Chairman, Murphy, Crawford, Allen, Mack, Munk, and White, reports on the Insane Asylum as follows:

The Committee, with all members present, visited the Insane Asylum on February 19, 1943, to conduct an inspection of all buildings, personnel, and installation at the Asylum, and to determine to what degree of efficiency the institution was being managed.

This inspection was conducted in the most efficient manner possible and was undertaken with the idea that, through personal observation, the Committee might be able to make certain recommendations that would be helpful to the personnel in charge. The conclusions and recommendations of the Committee follow:

Personnel—The Committee desires to compliment Dr. Wyman and his staff on the very efficient yet humane manner in which they have conducted the hospital.

Sanitary Conditions—Sanitation, we found, is a primary prerequisite of an institution of this kind; and, after a visit to the creamery, bakery, kitchen, dining rooms, bathrooms, etc., your Committee decided that cleanliness was uppermost in the minds of the personnel in charge.

Condition of Buildings—Your Committee, after a most painstaking examination of the buildings at the Asylum, finds said buildings greatly in need of

repair, both external and internal. Especially we feel that repairs should be made to the roofs, plaster, and paint.

Economy—Through the utilization of its land, the Asylum has been able to help make itself self-sufficient. Butter for the use of the institution is churned, milk and eggs produced, and other farm products are raised.

Recommendations—

1. Your Committee feels that some effort should be made, wherever practicable, to segregate the senile or dotards from the actual insane. Also, that the insane or moronic children be segregated from the adult insane.

2. That, if possible, and the administrative budget allows, an effort be made to patch or rehabilitate the roofs. Your Committee feels that any inside improvements such as paint, etc., is rendered valueless if leakage is allowed to occur through inferior roofs. However, your Committee feels that, if the management is assured that the roofs are adequate, the management should carry on an interior painting program such as has been started. We feel that the psychological benefit of cheery surroundings is great.

3. That every effort be made on the part of the staff to keep abreast of the times in regard to the treatment of the insane. We feel that great progress has been made in this field through the advent of the sulfa drugs, malarial treatment, insulin shock, etc.

4. We also feel that, if practicable and possible, the hydrotherapeutic apparatus be put back in operation, since we are convinced that this machine could be put to extremely beneficial use in the therapy of the insane.

Respectfully submitted,

J. F. McELROY, <i>Chairman,</i>	K. L. ALLEN,
DUANE E. MACK,	PERRY WHITE,
HARRY A. MUNK,	AMBROSE MURPHY.
DON CRAWFORD,	<i>Committee.</i>

Mr. McElroy moved that the Assembly adopt the report of the Committee on State Prison and Insane Asylum.

Carried.

Remarks by Messrs. Phillips, Jepson, Crawford, and McElroy.

HON. DENVER S. DICKERSON, *Speaker Forty-first Session, Nevada Legislature, Assembly Chamber, Carson City, Nevada.*

DEAR MR. SPEAKER: Will you please express to the members of the Forty-first Session of the Legislature the appreciation of the attachés of this session.

I have attended the last fifteen sessions of the Nevada Legislature and I wish to compliment you and the members of the Assembly for the very efficient manner in which you have all handled the matters presented to you for consideration.

Again thanking them for their many courtesies to the attachés, I am

Yours sincerely,

FRANK W. INGRAM.

Mr. Monroe moved that the Assembly recess to the call of the Chair. Assembly in recess at 2:35 p. m.

## HOUSE IN SESSION

At 2:48 p. m.

Mr. Speaker in the Chair.

Quorum present.

There being no objections, the Speaker and Chief Clerk signed Assembly Bills Nos. 35, 42, 43, 50, 64, 71, 82, 122, 133, 152, 162, 165, 169, 175, 176, and 181, and Assembly Joint Resolution No. 17, and Senate Substitute for Assembly Bill No. 107.

Assembly in recess at 2:55 p. m.

HOUSE IN SESSION

At 3:20 p. m.

Mr. Speaker in the Chair.

Quorum present.

There being no objections, the Speaker and Chief Clerk signed Senate Bills Nos. 107, 109, 49, 92, 95, Senate Concurrent Resolution No. 3, and Senate Bills Nos. 30, 108, and 114.

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Judiciary has had Senate Bill No. 110 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. F. McELROY, *Chairman.*

Assembly in recess at 3:23 p. m.

HOUSE IN SESSION

At 3:34 p. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Senate Bill No. 110.

Remarks by Messrs. McElroy, Jepson, and Boak.

Roll call on Senate Bill No. 110:

YEAS—Allen, Berney, Boak, Covington, Fisher, Floathe, Grant, Henrichs, Jepson, Johnson, Kleppe, McElroy, Monroe, Ruedy, Sharp, Smith, Sowers, Stark, Taber, Tandy, Tavelle, White, Woods, and Mr. Speaker—24.

NAYS—Ryan.

Absent—Bastian, Burke, Capurro, Carlson, Crawford, Donnelly, Duffin, Kelly, Mack, Moore, Munk, Murphy, Phillips, and Strosnider—14.

Not voting—Hall.

Senate Bill No. 110 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Grant moved that the Assembly recess to the call of the Chair. Carried.

Assembly in recess at 3:43 p. m.

HOUSE IN SESSION

At 4:30 p. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Covington, with the consent of Messrs. Grant and Kleppe, requested that the present Conference Committee on Assembly Bill No. 19 be released, and the Speaker appoint a new Conference Committee.

The Speaker released the committee and appointed Messrs. Smith, Fisher, and Mack as a new Conference Committee on Assembly Bill No. 19.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Ways and Means has had Senate Bill No. 4 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. L. COVINGTON, *Chairman.*

## GENERAL FILE AND THIRD READING

Senate Bill No. 4.

Remarks by Messrs. Jepson and Grant.

Roll call on Senate Bill No. 4:

YEAS—Allen, Boak, Capurro, Carlson, Covington, Crawford, Duffin, Fisher, Floathe, Grant, Henrichs, Jepson, Kleppe, Mack, Murphy, Phillips, Ruedy, Sharp, Smith, Sowers, Strosnider, Tandy, Tavelle, White, Woods, and Mr. Speaker—26.

NAYS—None.

Absent—Bastian, Berney, Burke, Donnelly, Hall, Johnson, Kelly, McElroy, Monroe, Moore, Munk, Ryan, and Taber—13.

Not voting—Stark.

Senate Bill No. 4 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Grant moved the Assembly recess to the call of the Chair.

Carried.

Assembly in recess at 4:43 p. m.

## HOUSE IN SESSION

At 4:45 p. m.

Mr. Speaker in the Chair.

Quorum present.

There being no objections, the Speaker and Chief Clerk signed Assembly Bills Nos. 49, 76, 117, 129, 177, 182, 183, and 184.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 35, 42, 43, 50, 64, 71, 82, 133, 122, 152, 162, 165, 169, 175, 176, and 181, Assembly Joint Resolution No. 17, and Senate Substitute for Assembly Bill No. 107 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

W. B. TAVELLE, *Chairman.*

Mr. Covington moved that Assembly Bill No. 21 be transmitted to the Senate.

Carried.

Assembly in recess at 5 p. m.

## HOUSE IN SESSION

At 5:12 p. m.

Mr. Speaker in the Chair.

Quorum present.



REPORTS OF COMMITTEES

*Mr. Speaker:*

The Conference Committee on Assembly Bill No. 19 has met, and recommend that the Assembly concur with the Senate amendments to the bill.

A. L. HAIGHT,  
W. F. DRESSLER,  
H. D. BUDELMAN,

*Senate Members.*

GERALD C. FISHER,  
DUANE E. MACK,  
JAMES P. SMITH,

*Assembly Members.*

Mr. Smith moved the adoption of the report of the Conference Committee.

Carried.

PRESENTATION OF PETITIONS

*Officers and Members of the Nevada State Assembly, Session of 1943.*

LADIES AND GENTLEMEN: I take this means of thanking you for passing Senate Concurrent Resolution No. 5, which had to do with my superintendency of the Nevada State Printing Office for thirty-two years.

It was entirely unexpected and if the wording of the resolution is correct I have every reason to believe my action in office was most satisfactory.

Yours sincerely,

JOE FARNSWORTH.

Mr. Kelly moved that the Assembly recess to the call of the Chair.

Carried.

Assembly in recess at 5:17 p. m.

HOUSE IN SESSION

At 8 p. m.

Mr. Speaker in the Chair.

Quorum present.

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 was this day passed by the Senate, as amended, by the following vote: Yeas, 15; nays, none; absent, 2. Amend the bill by striking all of section 4.

Also, to return Assembly Concurrent Resolution No. 9, which was this day adopted by the Senate.

Also, to present Senate Bill No. 118, which was this day declared an emergency measure under the Constitution, and passed by the Senate by the following vote: Yeas, 15; nays, none; absent, 2.

BETTY MILLS,

*Assistant Secretary of the Senate.*

Mr. McElroy moved that the Assembly do concur in the Senate amendments to Assembly Bill No. 21.

Carried.

INTRODUCTION AND FIRST READING

Senate Bill No. 118.

On motion of Mr. Kelly, duly seconded, all rules were suspended, reading so far had considered first reading, rules further suspended, bill declared an emergency measure under the Constitution, and placed on the general file for third reading and final passage.

Carried.

## GENERAL FILE AND THIRD READING

Senate Bill No. 118.

Roll call on Senate Bill No. 118:

YEAS—Allen, Boak, Capurro, Crawford, Duffin, Fisher, Floathe, Hall, Henrichs, Jepson, Johnson, Kelly, McElroy, Murphy, Phillips, Ruedy, Ryan, Sharp, Smith, Stark, Taber, Tandy, White, Woods, and Mr. Speaker—25.

NAYS—None.

Absent—Bastian, Berney, Burke, Carlson, Covington, Donnelly, Grant, Kleppe, Mack, Monroe, Moore, Munk, Sowers, Strosnider, and Tavelle—15.

Senate Bill No. 118 having received a constitutional majority, Mr. Speaker declared it passed.

Speaker pro tem Mr. McElroy presented the Speaker, Denver Dickerson, with a handsome Hamilton wrist watch, and expressed the appreciation of the Assembly in the fairness of its presiding officer during the 1943 Session.

The Speaker acknowledged the gift, thanked the members of the Assembly for the cooperation and praised them for their work, especially the committees, during the past 60 days.

There being no objections, the Speaker and Chief Clerk signed Senate Bills Nos. 89, 50, 81, 88, and 113.

Mr. Kelly moved the Assembly recess to the call of the Chair.

Assembly in recess at 8:35 p. m.

## HOUSE IN SESSION

At 9:30 p. m.

Mr. Speaker in the Chair.

Quorum present.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 49, 76, 117, 129, 177, 182, 183, and 184 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

W. B. TAVELLE, *Chairman.*

Assembly in recess at 9:37 p. m.

## HOUSE IN SESSION

At 10:15 p. m.

Mr. Speaker in the Chair.

Quorum present.

There being no objections, the Speaker and Chief Clerk signed Senate Bills Nos. 118, 4, 110, and 10.

Mr. Kelly moved that the Assembly recess to the call of the Chair.  
Carried.

Remarks by Messrs. Jepson, Ruedy, and Tavelle.

Assembly in recess at 10:25 p. m.

Assembly in session at 10:35 p. m.

MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Bill No. 151, which this day passed the Senate by the following vote: Yeas, 16; nays, 1.

BETTY MILLS,  
*Assistant Secretary of the Senate.*

There being no objections, the Speaker and Chief Clerk signed Assembly Bills Nos. 19 and 21, and Assembly Concurrent Resolution No. 9.

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 19, 21, and 151 with the engrossed copies, finds the same correctly enrolled and has this day delivered the same to the Governor.

W. B. TAVELLE, *Chairman.*

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Concurrent Resolution No. 9 with the engrossed copy, finds the same correctly enrolled, and has this day delivered the same to the Secretary of State.

W. B. TAVELLE, *Chairman.*

MESSAGES FROM THE GOVERNOR

STATE OF NEVADA  
EXECUTIVE CHAMBER  
CARSON CITY

*To the Honorable the Assembly:*

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. 4—Received January 28, 1943; Approved January 30, 1943.
- A. B. No. 3—Received February 4, 1943; Approved February 4, 1943.
- A. B. No. 22—Received February 4, 1943; Approved February 4, 1943.
- A. B. No. 14—Received February 8, 1943; Approved February 10, 1943.
- A. J. R. No. 4—Received February 8, 1943; Transmitted to Secretary of State without signature February 10, 1943.
- A. J. R. No. 5—Received February 8, 1943; Approved February 10, 1943.
- A. B. No. 10—Received February 9, 1943; Approved February 16, 1943.
- A. B. No. 33—Received February 11, 1943; Approved February 16, 1943.
- A. J. R. No. 10—Received February 11, 1943; Approved February 16, 1943.
- A. B. No. 26—Received February 17, 1943; Approved February 22, 1943.
- A. B. No. 54—Received February 17, 1943; Returned to the Assembly without approval, February 23, 1943.
- A. B. No. 44—Received February 19, 1943; Approved February 22, 1943.
- A. B. No. 66—Received February 19, 1943; Approved February 22, 1943.
- A. B. No. 16—Received February 19, 1943; Approved February 22, 1943.
- A. B. No. 23—Received February 24, 1943; Approved March 1, 1943.
- A. B. No. 36—Received February 24, 1943; Approved March 1, 1943.
- A. J. R. No. 6—Received February 24, 1943; Transmitted to Secretary of State without signature, March 1, 1943.
- A. B. No. 2—Received February 24, 1943; Approved March 1, 1943.
- A. B. No. 29—Received February 24, 1943; Approved March 1, 1943.
- A. B. No. 37—Received February 24, 1943; Approved March 1, 1943.
- A. B. No. 80—Received February 24, 1943; Approved March 1, 1943.
- A. B. No. 45—Received February 24, 1943; Approved March 1, 1943.
- A. Sub. A. B. No. 25—Received February 24, 1943; Approved March 1, 1943.

- A. B. No. 65—Received February 25, 1943; Approved March 1, 1943.  
 A. B. No. 17—Received February 26, 1943; Approved March 1, 1943.  
 A. B. No. 59—Received February 26, 1943; Approved March 1, 1943.  
 A. B. No. 78—Received February 26, 1943; Approved March 1, 1943.  
 A. B. No. 91—Received February 26, 1943; Approved March 1, 1943.  
 A. B. No. 99—Received February 26, 1943; Approved March 1, 1943.  
 A. J. R. No. 14—Received February 26, 1943; Transmitted to Secretary of State  
 without signature, March 1, 1943.  
 A. J. R. No. 13—Received March 1, 1943; Transmitted to Secretary of State  
 without signature, March 6, 1943.  
 A. B. No. 47—Received March 1, 1943; Approved March 5, 1943.  
 A. B. No. 52—Received March 1, 1943; Approved March 5, 1943.  
 A. B. No. 94—Received March 1, 1943; Approved March 5, 1943.  
 A. B. No. 111—Received March 1, 1943; Approved March 5, 1943.  
 A. B. No. 89—Received March 2, 1943; Approved March 2, 1943.  
 A. B. No. 90—Received March 2, 1943; Approved March 5, 1943.  
 A. B. No. 30—Received March 4, 1943; Approved March 5, 1943.  
 A. B. No. 38—Received March 4, 1943; Approved March 5, 1943.  
 A. B. No. 41—Received March 4, 1943; Approved March 5, 1943.  
 A. B. No. 63—Received March 4, 1943; Approved March 5, 1943.  
 A. B. No. 69—Received March 4, 1943; Approved March 5, 1943.  
 A. B. No. 70—Received March 4, 1943; Approved March 5, 1943.  
 A. B. No. 79—Received March 4, 1943; Approved March 5, 1943.  
 A. B. No. 100—Received March 4, 1943; Approved March 5, 1943.  
 A. B. No. 101—Received March 4, 1943; Approved March 5, 1943.  
 A. B. No. 110—Received March 4, 1943; Approved March 5, 1943.  
 A. B. No. 112—Received March 4, 1943; Approved March 5, 1943.  
 A. B. No. 127—Received March 4, 1943; Approved March 5, 1943.  
 A. J. R. No. 12—Received March 4, 1943; Transmitted to Secretary of State  
 without signature, March 6, 1943.  
 A. B. No. 56—Received March 4, 1943; Approved March 5, 1943.  
 A. B. No. 6—Received March 8, 1943; Approved March 13, 1943.  
 A. B. No. 8—Received March 8, 1943; Approved March 13, 1943.  
 A. B. No. 40—Received March 8, 1943; Approved March 13, 1943.  
 A. B. No. 46—Received March 8, 1943; Approved March 13, 1943.  
 A. B. No. 48—Received March 8, 1943; Approved March 13, 1943.  
 A. B. No. 60—Received March 8, 1943; Approved March 13, 1943.  
 A. B. No. 77—Received March 8, 1943; Approved March 10, 1943.  
 A. B. No. 92—Received March 8, 1943; Approved March 13, 1943.  
 A. B. No. 135—Received March 8, 1943; Approved March 13, 1943.  
 A. B. No. 136—Received March 8, 1943; Approved March 13, 1943.  
 A. B. No. 137—Received March 8, 1943; Approved March 13, 1943.  
 A. B. No. 142—Received March 8, 1943; Approved March 13, 1943.  
 A. B. No. 148—Received March 8, 1943; Approved March 13, 1943.  
 A. B. No. 12—Received March 8, 1943; Approved March 13, 1943.  
 A. B. No. 13—Received March 8, 1943; Approved March 13, 1943.  
 A. J. R. No. 20—Received March 10, 1943; Approved March 16, 1943.  
 S. Sub. for A. B. No. 58—Received March 10, 1943; Approved March 16, 1943.  
 A. B. No. 66—Received March 10, 1943; Approved March 16, 1943.  
 A. B. No. 143—Received March 10, 1943; Approved March 16, 1943.  
 A. B. No. 145—Received March 10, 1943; Approved March 16, 1943.  
 A. B. No. 53—Received March 11, 1943; Approved March 16, 1943.  
 A. B. No. 54—Received March 11, 1943; Approved March 16, 1943.  
 A. B. No. 121—Received March 11, 1943; Approved March 16, 1943.  
 A. B. No. 124—Received March 11, 1943; Approved March 16, 1943.  
 A. B. No. 51—Received March 11, 1943; Approved March 16, 1943.  
 A. B. No. 113—Received March 12, 1943; Approved March 16, 1943.  
 A. B. No. 119—Received March 12, 1943; Approved March 12, 1943.  
 A. B. No. 146—Received March 12, 1943; Approved March 16, 1943.  
 A. B. No. 150—Received March 12, 1943; Approved March 16, 1943.  
 A. B. No. 85—Received March 15, 1943; Approved March 17, 1943.  
 A. B. No. 88—Received March 15, 1943; Approved March 17, 1943.

- A. B. No. 115—Received March 15, 1943; Approved March 17, 1943.  
 A. B. No. 117—Received March 15, 1943; Returned to Assembly without approval, March 17, 1943.  
 A. B. No. 134—Received March 15, 1943; Approved March 17, 1943.  
 A. B. No. 9—Received March 17, 1943.  
 A. B. No. 141—Received March 17, 1943.  
 A. B. No. 154—Received March 17, 1943.  
 A. B. No. 155—Received March 17, 1943.  
 A. B. No. 156—Received March 17, 1943.  
 A. B. No. 159—Received March 17, 1943.  
 A. J. R. No. 17—Received March 18, 1943.  
 A. B. No. 35—Received March 18, 1943.  
 A. B. No. 43—Received March 18, 1943.  
 A. B. No. 42—Received March 18, 1943.  
 A. B. No. 50—Received March 18, 1943.  
 A. B. No. 64—Received March 18, 1943.  
 A. B. No. 71—Received March 18, 1943.  
 A. B. No. 82—Received March 18, 1943.  
 A. B. No. 122—Received March 18, 1943.  
 A. B. No. 133—Received March 18, 1943.  
 A. B. No. 152—Received March 18, 1943.  
 A. B. No. 162—Received March 18, 1943.  
 A. B. No. 165—Received March 18, 1943.  
 A. B. No. 169—Received March 18, 1943.  
 A. B. No. 175—Received March 18, 1943.  
 A. B. No. 176—Received March 18, 1943.  
 A. B. No. 181—Received March 18, 1943.  
 S. Sub. for A. B. No. 107—Received March 18, 1943.  
 A. B. No. 49—Received March 18, 1943.  
 A. B. No. 76—Received March 18, 1943.  
 A. B. No. 117—Received March 18, 1943.  
 A. B. No. 129—Received March 18, 1943.  
 A. B. No. 177—Received March 18, 1943.  
 A. B. No. 182—Received March 18, 1943.  
 A. B. No. 183—Received March 18, 1943.  
 A. B. No. 184—Received March 18, 1943.  
 A. B. No. 19—Received March 18, 1943.  
 A. B. No. 21—Received March 18, 1943.  
 A. B. No. 151—Received March 18, 1943.

E. P. CARVILLE,  
*Governor.*

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. 119, which this day passed the Senate by the following vote: Yeas, 10; nays, 6; absent, 1.

BETTY MILLS,  
*Assistant Secretary of the Senate.*

INTRODUCTION AND FIRST READING

Senate Bill No. 119.

On motion of Mr. Kelly, duly seconded, all rules were suspended, reading so far had considered first reading, rules further suspended, bill declared an emergency measure under the Constitution, and placed on the general file for third reading and final passage.

GENERAL FILE AND THIRD READING

Senate Bill No. 119.

Remarks by Messrs. Covington, Grant, and Boak.

Roll call on Senate Bill No. 119:

YEAS—Allen, Capurro, Carlson, Covington, Duffin, Fisher, Grant, Hall, Henrichs, Jepson, Kelly, Kleppe, Mack, McElroy, Munk, Murphy, Ruedy, Ryan, Smith, Sowers, Strosnider, Taber, Tavelle, White, and Woods—25.

NAYS—Boak, Johnson, Monroe, Moore, Stark, and Tandy—6.

Absent—Bastian, Berney, Burke, Crawford, Donnelly, Floathe, and Phillips—7.

Not voting—Sharp and Mr. Speaker—2.

Senate Bill No. 119 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Speaker pro tem in the Chair.

#### 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. 120, which was this day declared an emergency measure under the Constitution, and passed by the Senate by the following vote: Yeas, 14; nays, none; absent, 3.

BETTY MILLS,

*Assistant Secretary of the Senate.*

#### INTRODUCTION AND FIRST READING

Senate Bill No. 120.

On motion of Mr. Monroe, duly seconded, all rules were suspended, reading so far had considered first reading, rules further suspended, bill declared an emergency measure under the Constitution, and placed on the general file for third reading and final passage.

Roll call on Senate Bill No. 120:

YEAS—Allen, Boak, Carlson, Covington, Duffin, Fisher, Grant, Hall, Henrichs, Johnson, Kelly, Kleppe, Mack, McElroy, Monroe, Munk, Murphy, Ruedy, Ryan, Sharp, Smith, Sowers, Stark, Strosnider, Taber, Tandy, Tavelle, White, and Woods—29.

NAYS—None.

Absent—Bastian, Berney, Burke, Capurro, Crawford, Donnelly, Floathe, Jepson, Moore, Phillips, and Mr. Speaker—11.

Senate Bill No. 120 having received a constitutional majority, Mr. Speaker pro tem declared it passed.

There being no objections the Speaker and Chief Clerk signed Senate Bills Nos. 119 and 120.

The Speaker appointed the following committee to wait upon the Senate and inform the honorable body that the Assembly was ready to adjourn: Messrs. Strosnider, Taber, and Tandy.

The Speaker appointed the following committee to wait upon the Governor and inform him that the Assembly is now ready to adjourn: Messrs. McElroy, Duffin, and Mack.

A committee from the Senate consisting of Senators Russell, Caughman, and DeVotie informed the Assembly that the Senate was ready to adjourn.

Mr. Kelly moved that the Forty-first Session of the Assembly of the Legislature of the State of Nevada adjourn *sine die*.

Carried.

Mr. Speaker declared the Assembly adjourned *sine die*.

Approved:

DENVER DICKERSON,

*Speaker of the Assembly.*

Attest: E. C. MULCAHY,

*Chief Clerk of the Assembly.*





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# INDEX TO ASSEMBLY JOURNAL

---

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## INDEX TO ASSEMBLY JOURNAL

---

### A

#### ADJOURNMENT—

- In honor of Abraham Lincoln, 113.
- In honor of George Washington, 165.
- Sine die, 351.

#### AGRICULTURE—

- Committee on, 26.

#### ALLEN, K. L., WASHOE—

- Appointed on committees, 26, 28.

#### ATTACHES—

- Received oath, 2.

### B

#### BANKS AND BANKING—

- Committee on, 26.
- Reports of committee on, 62, 210, 228, 236.

#### BASTIAN, C. O., LINCOLN—

- Appointed on committees, 26, 27, 28.
- Introduced bills or resolutions, 56.

#### BERNEY, E. S., CHURCHILL—

- Appointed on committees, 26, 27, 28.
- Introduced bills or resolutions, 239.

#### BOAK, C. C., NYE—

- Appointed on committees, 27, 28.
- Introduced bills or resolutions, 17, 18, 29, 33, 34, 35, 36, 63, 172, 228, 240, 288.

#### BURKE, PETER, WASHOE—

- Appointed on committees, 27, 28.
- Introduced bills or resolutions, 33, 38, 61, 96, 107, 115, 130, 143.

#### BUILDING AND CONSTRUCTION—

- Committee on, 26.

### C

#### CAPURRO, LOUIS J., WASHOE—

- Appointed on committees, 26, 27, 28.
- Introduced bills or resolutions, 104, 115.

#### CARLSON, CLIFFORD A., WHITE PINE—

- Appointed on committees, 26, 27, 28.

#### CHAPLAINS—

- Committee on, 8.

#### CHURCHILL COUNTY DELEGATION—

- Introduced bills or resolutions, 42, 97, 173, 224.
- Report of committee on, 242.

#### CLAIMS—

- Committee on, 26.
- Reports of committee on, 95, 119, 183, 247, 271.

#### CLARK COUNTY DELEGATION—

- Introduced bills or resolutions, 46, 52, 56, 129, 135, 244, 249, 265, 293.
- Reports of committee on, 74, 95, 132, 206, 247, 270.

## COMMUNICATIONS—

- From Wm. J. Cashill, Lt. (jg) U. S. N. R., 82.
- From O. L. Daniel, 91.
- From Ed. P. Caffrey, 118.
- From Jeanne Elizabeth Wier, 119.
- From A. V. Tallman, 145.
- From L. W. King, 196.
- From Edward A. Ducker, 205.
- From Harold Freeman, 205.
- From Mrs. Martha Henrichs, 259.
- From Will Cobb, 273.
- From Peter A. Burke, 309.
- From Alan Bible, 333.
- From Frank W. Ingram, 342.
- From Joe Farnsworth, 345.

## COMMITTEE ON CONFERENCE—

- Reports of, 275, 314, 325, 339, 345.

## CONTINGENT EXPENSES AND ACCOUNTS—

- Committee on, 26.
- Introduced bills or resolutions, 70, 184.

## CORPORATIONS AND RAILROADS—

- Committee on, 27.

## COUNTIES AND COUNTY BOUNDARIES—

- Committee on, 27.
- Reports of committee on, 99, 230.

## COVINGTON, H. L., WASHOE—

- Appointed on committees, 27, 28.
- Introduced bills or resolutions, 30, 96, 130.

## CRAWFORD, DON, WASHOE—

- Appointed on committees, 26, 27, 28.
- Introduced bills or resolutions, 50, 52, 85, 86, 96, 107, 108, 115, 120, 121, 148, 288.

## CREDENTIALS—

- Committee on, 27.
- Report of committee on, 2.

**D**

## DICKERSON, DENVER, ORMSBY—

- Introduced bills or resolutions, 62, 159.

## DONNELLY, HAYES, MINERAL—

- Appointed on committees, 26, 27, 28.
- Introduced bills or resolutions, 89, 90, 154.

## DOUGLAS COUNTY DELEGATION—

- Introduced bills or resolutions, 63, 186.
- Report of committee on, 206.

## DUFFIN, PRESS JR., LINCOLN—

- Appointed on committees, 27, 28.
- Introduced bills or resolutions, 63.

**E**

## EDUCATION—

- Committee on, 27.
- Introduced bills or resolutions, 131, 244, 263.
- Reports of committee on, 92, 156, 196, 204, 243, 257, 290, 303, 305, 306, 317, 318.

**ELECTIONS—**

Committee on, 27.  
Report of committee on, 70.

**ELKO COUNTY DELEGATION—**

Introduced bills or resolutions, 33, 58, 65, 129.

**ENGROSSMENT—**

Committee on, 27.  
Reports of committee on, 37, 38, 42, 46, 48, 51, 53, 55, 58, 61, 64, 67, 70, 74,  
78, 85, 89, 96, 106, 112, 114, 119, 135, 139, 143, 145, 156, 158, 167,  
169, 178, 181, 191, 201, 202, 204, 213, 217, 235, 249, 253, 264, 270,  
273, 286, 306, 336.

**ENROLLMENT—**

Committee on, 27.  
Reports of committee on, 54, 78, 89, 106, 112, 142, 163, 174, 181, 193, 201,  
210, 216, 235, 251, 255, 277, 280, 289, 303, 326, 339, 344, 346, 347.

**F**

**FEDERAL RELATIONS—**

Committee on, 27.  
Introduced bills or resolutions, 160.  
Reports of committee on, 97, 156, 194, 280, 299.

**FISH AND GAME—**

Committee on, 27.  
Introduced bills or resolutions, 256.  
Reports of committee on, 98, 223, 266.

**FISHER, GERALD, WHITE PINE—**

Appointed on committees, 27, 28.  
Introduced bills or resolutions, 79, 105.

**FLOATHE, S., NYE—**

Appointed on committees, 27, 28.  
Introduced bills or resolutions, 96.

**G**

**GOVERNOR—**

Budget submitted, 53.  
Message of, 11.  
Messages from, 20, 21, 22, 23, 24, 25, 26, 53, 125, 347, 348, 349.

**GRANT, ARCHIE C., CLARK—**

Appointed on committees, 27, 28.  
Introduced bills or resolutions, 29, 30, 35, 65, 71, 75, 96, 97, 107, 165, 168,  
186, 240.

**H**

**HALL, H. O., WHITE PINE—**

Appointed on committees, 26, 27, 28.  
Introduced bills or resolutions, 115.

**HARVEY, REV. J. L.—**

Acted as Chaplain, 1, 9, 17, 29, 106, 204, 213, 223, 230, 242.

**HENRICHS, PETER, LYON—**

Appointed on committees, 26, 27.

**HUMBOLDT COUNTY DELEGATION—**

Introduced bills or resolutions, 52, 75.

## I

## INITIATIVE PETITION—

Committee on, 32.

Reports of committee on, 5, 53, 56, 67, 78.

## INSURANCE—

Committee on, 27.

Introduced bills or resolutions, 71.

Report of committee on, 99.

## INTERNAL IMPROVEMENTS—

Committee on, 27.

Report of committee on, 228.

## IRRIGATION—

Committee on, 27.

Reports of committee on, 171, 181.

## J

## JEPSON, O. D., WASHOE—

Appointed on committees, 27, 28.

Introduced bills or resolutions, 30, 40, 43, 49, 50, 114, 117, 130, 148, 160, 224.

## JOHNSON, LEO K., STOREY—

Appointed on committees, 27.

Introduced bills or resolutions, 121, 132, 207.

## JOINT SESSION—

To hear message of Governor read, 10, 16.

Honoring the Thirty-third Anniversary of Boy Scouts of America, 87.

## JUDICIARY—

Committee on, 27.

Introduced bills or resolutions, 38, 79, 116, 168, 198, 258, 299.

Reports of committee on, 56, 84, 95, 135, 137, 142, 167, 174, 193, 210, 214, 227, 256, 259, 263, 274, 282, 289, 292, 299, 309, 326, 343.

## K

## KEAN, REV. A. S.—

Acted as Chaplain, 60, 65, 70, 74, 82, 85, 91, 98, 165, 174, 185, 301, 309, 336.

## KELLY, JOHN S., CLARK—

Appointed on committees, 27.

Introduced bills or resolutions, 6, 10, 17, 31, 35, 93, 94, 99, 103, 116, 117, 121, 131, 167, 174.

## KLEPPE, ERNEST J., WASHOE—

Appointed on committees, 27, 28.

## L

## LABOR—

Committee on, 27.

Introduced bills or resolutions, 168, 279.

Reports of committee on, 61, 118, 135, 242, 292, 303, 330.

## LANDER COUNTY DELEGATION—

Report of committee on, 259.

## LINCOLN COUNTY DELEGATION—

Introduced bills or resolutions, 52, 71, 79, 135.

Report of committee on, 202.

LIVESTOCK—

Committee on, 27.  
 Introduced bills or resolutions, 62, 68, 175.  
 Reports of committee on, 92, 183, 196.

LYON COUNTY DELEGATION—

Introduced bills or resolutions, 128.  
 Report of committee on, 156.

M

MACK, DUANE E., DOUGLAS—

Appointed on committees, 27, 28.  
 Introduced bills or resolutions, 105.

MAILING—

Committee on, 27.

McELROY, J. F., ELKO—

Appointed on committees, 26, 27, 28.  
 Introduced bills or resolutions, 19, 39, 51, 80, 107, 129, 184, 193.

MESSAGES—

From Governor, 11, 347, 348, 349.  
 From Secretary of State, 4, 5.  
 From Senate, 9, 42, 46, 64, 68, 74, 78, 85, 98, 106, 114, 124, 133, 140, 158,  
 165, 169, 185, 191, 196, 206, 213, 223, 230, 243, 259, 266, 271, 274, 282,  
 291, 310, 316, 322, 326, 334, 336, 338, 339, 345, 347, 349, 350.

MILEAGE—

Committee on, 27.  
 Reports of committee on, 6, 7.

MILITARY AND INDIAN AFFAIRS—

Committee on, 27.  
 Reports of committee on, 72, 337.

MINERAL COUNTY DELEGATION—

Introduced bills or resolutions, 52.  
 Reports of committee on, 98, 157, 183.

MINES AND MINING—

Committee on, 27.  
 Introduced bills or resolutions, 256.  
 Reports of committee on, 247, 257, 278, 289.

MONROE, WARREN L., ELKO—

Appointed on committees, 27, 28.  
 Introduced bills or resolutions, 29, 55, 60.

MOORE, TED C., HUMBOLDT—

Appointed on committees, 26, 27, 28.

MUNK, HARRY A., PERSHING—

Appointed on committees, 27, 28.

MURPHY, AMBROSE M., CLARK—

Appointed on committees, 27, 28.

N

NATURAL RESOURCES—

Committee on, 27.  
 Reports of committee on, 74, 132.

NYE COUNTY DELEGATION—

Introduced bills or resolutions, 52, 172, 256.  
 Reports of committee on, 185, 282.

**O****ORMSBY COUNTY DELEGATION—**

Introduced bills or resolutions, 63.

**P****PERSHING COUNTY DELEGATION—**

Introduced bills or resolutions, 52.

**PHILLIPS, FRED, WASHOE—**

Appointed on committees, 27, 28.

Introduced bills or resolutions, 18, 99, 108, 130, 140, 157, 232.

**PUBLIC HEALTH—**

Committee on, 27.

Introduced bills or resolutions, 68, 135.

Reports of committee on, 70, 119, 194, 236, 247.

**PUBLIC LANDS—**

Committee on, 27.

**PUBLIC MORALS—**

Committee on, 28.

Reports of committee on, 95, 156, 315, 318.

**PUBLIC PARKS—**

Committee on, 28.

Report of committee on, 168.

**PUBLIC PRINTING—**

Committee on, 28.

Introduced bills or resolutions, 71.

Reports of committee on, 95, 223.

**R****ROADS AND HIGHWAYS—**

Committee on, 28.

Introduced bills or resolutions, 80, 81, 98.

Reports of committee on, 78, 102, 103, 132, 230, 236, 242, 264, 301, 303.

**RUEDY, CLARENCE R., WASHOE—**

Appointed on committees, 26, 27, 28.

Introduced bills or resolutions, 115.

**RULES AND JOINT RULES—**

Committee on, 28.

Introduced bills or resolutions, 32.

**RYAN, JAMES G., CLARK—**

Appointed on committees, 26, 27, 28.

Introduced bills or resolutions, 39, 116, 225, 240.

**S****SHARP, MARY, NYE—**

Appointed on committees, 26, 27, 28.

Introduced bills or resolutions, 124.

**SMITH, J. P., WHITE PINE—**

Appointed on committees, 26, 27.

Introduced bills or resolutions, 40, 48, 96, 115, 147, 160, 176, 194.



SOCIAL WELFARE—

Committee on, 28.

Introduced bills or resolutions, 65, 129, 198.

Reports of committee on, 38, 48, 53, 78, 92, 171, 196, 223.

SOWERS, LEWIS L., HUMBOLDT—

Appointed on committees, 27, 28.

STARK, CLYDE B., CHURCHILL—

Appointed on committees, 26, 27, 28.

STANDING COMMITTEES—

Agriculture, 26.

Banks and Banking, 26.

Building and Construction, 26.

Claims, 26.

Contingent Expenses and Accounts, 26.

Corporations and Railroads, 27.

Counties and County Boundaries, 27.

Credentials, 27.

Education, 27.

Elections, 27.

Engrossment, 27.

Enrollment, 27.

Federal Relations, 27.

Fish and Game, 27.

Insurance, 27.

Internal Improvements, 27.

Irrigation, 27.

Judiciary, 27.

Labor, 27.

Livestock, 27.

Mailing, 27.

Mileage, 27.

Military and Indian Affairs, 27.

Mines and Mining, 27.

Natural Resources, 27.

Public Health, 27.

Public Lands, 28.

Public Morals, 28.

Public Parks, 28.

Public Printing, 28.

Roads and Highways, 28.

Rules, 28.

Social Welfare, 28.

State Institutions, 28.

State Library, 28.

State Printing, 28.

State Prison, 28.

State Publicity, 28.

Taxation, 28.

Trade and Manufactures, 28.

Ways and Means, 28.

STATE INSTITUTIONS—

Committee on, 28.

Introduced bills or resolutions, 304.

Reports of committee on, 67, 103, 171, 211, 248, 330.

STATE LIBRARY—

Committee on, 28.

Report of committee on, 210.

## STATE PRINTING—

Committee on, 28.

Reports of committee on, 82, 144, 167, 334.

## STATE PRISON AND HOSPITAL FOR MENTAL DISEASES—

Committee on, 28.

Report of committee on, 340.

## STATE PUBLICITY—

Committee on, 28.

## STROSNIDER, FRED, LYON—

Appointed on committees, 27, 28.

## T

## TABER, MILO, ELKO—

Appointed on committees, 26, 27, 28.

Introduced bills or resolutions, 94, 102.

## TANDY, DOUG H., LANDER—

Appointed on committees, 27, 28.

Introduced bills or resolutions, 45, 96.

## TAVELLE, W. B., ELKO—

Appointed on committees, 26, 27, 28.

Introduced bills or resolutions, 96.

## TAXATION—

Committee on, 28.

Reports of committee on, 53, 202, 247, 257.

## TRADE AND MANUFACTURES—

Committee on, 28.

## V

## VETO MESSAGES—

Of Fortieth Session, 47, 51, 58, 119, 120, 128, 133, 165, 194, 203, 252, 274.

Of Governor, 19, 20.

## VOTE OF THANKS—

To Chief Justice Orr, 2.

To Governor Carville, 16.

To Senator McCarran, 112.

## W

## WASHOE COUNTY DELEGATION—

Reports of committee on, 62, 98, 106, 118, 119, 120, 143, 167, 210, 223, 280, 299, 315.

Introduced bills or resolutions, 45, 49, 50, 62, 86, 95, 96, 120, 121, 187, 194, 249, 263, 275.

## WAYS AND MEANS—

Committee on, 28.

Introduced bills or resolutions, 58, 94, 160, 182, 206, 207, 211, 248, 257, 288, 338.

Reports of committee on, 60, 67, 82, 83, 99, 103, 124, 158, 163, 170, 171, 181, 182, 183, 202, 205, 210, 222, 227, 242, 257, 277, 280, 289, 292, 303, 309, 317, 329, 330, 344.

## WHITE, PERRY, ESMERALDA—

Appointed on committees, 26, 27, 28.

Introduced bills or resolutions, 107.

## WHITE PINE DELEGATION—

Introduced bills or resolutions, 42, 43, 225.

## WIENTJES, MONSIGNOR, H. J.—

Acted as Chaplain, 32, 37, 42, 48, 55, 114, 124, 137, 145, 158, 249, 259,  
266, 273, 282 292.

## WOODS, ALMA, EUREKA—

Appointed on committees, 26, 27, 28.