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# JOURNAL

OF THE

## HOUSE OF REPRESENTATIVES



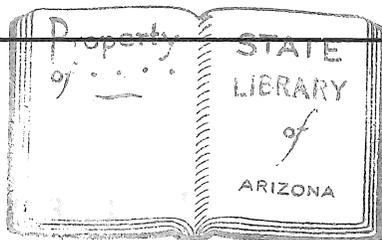
### TWELFTH LEGISLATURE FIRST SPECIAL SESSION

OF THE

### STATE OF ARIZONA

1936

SESSION CONVENED—NOVEMBER FIVE  
SESSION ADJOURNED—SINE DIE  
AT TWO FORTY-FOUR A. M.  
NOVEMBER TWENTY-FIVE  
NINETEEN HUNDRED THIRTY-SIX





OFFICERS OF THE HOUSE OF REPRESENTATIVES  
OF THE TWELFTH LEGISLATURE  
FIRST SPECIAL SESSION OF  
THE STATE OF ARIZONA

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E. F. BOHLINGER.....Speaker  
LALLAH RUTH.....Chief Clerk  
RUBY COULTER.....Assistant Chief Clerk  
M. V. DECKER.....Sergeant-at-Arms  
REV. THOS. C. HARRIS.....Chaplain

MEMBERS OF THE HOUSE OF REPRESENTATIVES  
OF THE TWELFTH STATE LEGISLATURE  
FIRST SPECIAL SESSION OF THE  
STATE OF ARIZONA

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Apache County.....	Don R. Patterson .....	D.....	St. Johns
Cochise County.....	David J. Marks .....	D.....	Bisbee
Cochise County.....	Frank Bowling .....	D.....	Lowell
Cochise County.....	M. A. Gray .....	D.....	Douglas
Cochise County.....	Frank W. Sharpe, Jr. ....	D.....	Douglas
Cochise County.....	Vernon G. Davis .....	D.....	Willcox
Coconino County.....	James E. Babbitt .....	D.....	Flagstaff
Coconino County.....	L. S. Williams .....	D.....	Williams
Gila County.....	James R. Heron .....	D.....	Globe
Gila County.....	Ben H. Franklin .....	D.....	Miami
Gila County.....	W. G. Rosenbaum .....	D.....	Hayden
Graham County.....	Fred Webb .....	D.....	Pima
Graham County.....	Frank Skinner .....	D.....	Safford
Greenlee County.....	Matt Danenhauer .....	D.....	Clifton
Maricopa County.....	William Petersen .....	D.....	Phoenix
Maricopa County.....	M. G. Pratt .....	D.....	Phoenix
Maricopa County.....	Bridgie M. Porter .....	D.....	Phoenix
Maricopa County.....	J. E. Love .....	D.....	Phoenix
Maricopa County.....	J. Melvin Goodson .....	D.....	Phoenix
Maricopa County.....	Bert C. Armstrong .....	D.....	Phoenix
Maricopa County.....	Raymond S. Hill .....	D.....	Phoenix
Maricopa County.....	L. Alton Riggs .....	D.....	Mesa
Maricopa County.....	Phillip A. Isley .....	D.....	Mesa
Maricopa County.....	M. E. Curry .....	D.....	Tempe
Maricopa County.....	W. R. Palmer .....	D.....	Phoenix
Maricopa County.....	Tom J. Imler .....	D.....	Phoenix
Maricopa County.....	William F. Gillett .....	D.....	Glendale
Maricopa County.....	J. C. Wilson .....	D.....	Buckeye

Maricopa County.....	Harry J. Sullivan	D.....	Phoenix
Maricopa County.....	C. T. Thompson	D.....	Phoenix
Maricopa County.....	G. A. Batchelder	D.....	Phoenix
Maricopa County.....	Guy C. Chisum	D.....	Phoenix
Mohave County.....	Robert E. Morrow	D.....	Kingman
Navajo County.....	James Petersen	D.....	Standard
Navajo County.....	O. L. Murray	D.....	Winslow
Pima County.....	Justo A. Chavez	D.....	Tucson
Pima County.....	John H. Rapp	D.....	Tucson
Pima County.....	William Wisdom	D.....	Tucson
Pima County.....	C. W. Gardner	D.....	Tucson
Pima County.....	D. M. Penny	D.....	Tucson
Pima County.....	B. J. O'Neill	D.....	Ajo
Pima County.....	Wm. Spaid	D.....	Tucson
Pinal County.....	R. W. Kenworthy	D.....	Coolidge
Pinal County.....	Thos. S. Richards	D.....	Ray
Santa Cruz County.....	E. F. Bohlinger	D.....	Patagonia
Yavapai County.....	John H. Orthel	D.....	Prescott
Yavapai County.....	V. A. Reichard	D.....	Prescott
Yavapai County.....	Philemon C. Steinel	D.....	Clarkdale
Yavapai County.....	Harry J. Mader	D.....	Jerome
Yuma County.....	Wm. Wisener	D.....	Yuma
Yuma County.....	Eli C. Shelton	D.....	Vicksburg



# HOUSE JOURNAL

TWELFTH LEGISLATURE

FIRST SPECIAL SESSION

STATE OF ARIZONA

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## THURSDAY, NOVEMBER 5

Pursuant to the proclamation of the Governor, under date of October 26, 1936, the House of Representatives of the Twelfth Legislature, First Special Session, convened in the House Chambers at the Capitol Building in the city of Phoenix, at 10:00 a. m., Mr. Bohlinger, Speaker pro tempore presiding.

Roll call showed the following members present:

Armstrong, Babbitt, Batchelder, Bowling, Chavez, Chisum, Curry, Danenhauer, Davis, Franklin, Gardner, Gillett, Goodson, Gray, Heron, Hill, Imler, Isley, Kenworthy, Love, Mader, Marks, Morrow, Murray, O'Neill, Orthel, Palmer, Patterson, Penny, Petersen, Petersen, Porter, Pratt, Rapp, Reichard, Richards, Riggs, Rosenbaum, Sharpe, Skinner, Steinel, Sullivan, Thompson, Webb, Williams, Wilson, Wisdom, Wisener, Mr. Speaker pro tempore—49.

Absent: Caine, Mr. Speaker—2.

Reverend Thomas C. Harris, Chaplain of the House, offered prayer.

The privileges of the floor were extended to Mr. S. A. Spear, former Speaker of the House.

The proclamation of the Governor of Arizona, under date of October 26, 1936, calling the Twelfth Legislature into special session, was read as follows:

### PROCLAMATION

#### CALLING THE TWELFTH LEGISLATURE OF ARIZONA INTO SPECIAL SESSION

WHEREAS, Article IV, Part 2, Section 3 of the Constitution of Arizona reads in part as follows:

“The Governor may call a special session whenever in his judgment it is advisable. In calling such a special session the Governor shall specify the subjects to be considered at such session, and at such session no laws shall be enacted except such as relate to the subjects mentioned in such call.”

and,

WHEREAS, Article V, Section 4 of the Constitution of Arizona reads in part as follows:

“He (the Governor) may convene the Legislature in extraordinary session.”

NOW, THEREFORE, I, B. B. Moeur, Governor of the State of Arizona, in consideration of these premises, and by virtue of the authority vested in me by this Constitution, do convene the Twelfth Legislature of the State of Arizona into special session, in Phoenix, the Capitol, at ten o'clock, A. M., on Thursday, the fifth day of November, 1936, to enact legislation for the following purposes:

I.

To conform with Federal requirements which will enable Arizona to participate in the various benefits of the Federal Social Security Act, and to make the necessary appropriation therefor;

II.

To permit the registration of school warrants and the payment of same in the order of issuance;

III.

To consider an emergency appropriation for necessary repairs to certain buildings of the University of Arizona and the establishment of an additional experimental farm on the proposed Gila Valley Project;

IV.

To consider joint resolutions and memorials;

V.

Amending our present Luxury Tax Law, including the elimination of the luxury tax on cosmetics and sporting goods;

VI.

Making adjustments of salaries of various state officials commensurate with the present cost of living, and to make the necessary appropriation therefor;

VII.

Validating the issuance of bonds by the various educational institutions of the State in connection with Federal loans;

## VIII.

To consider the confirmation of any recess appointments;

## IX.

Making a special appropriation to the State Water Department to enable it to carry on the vastly increased business in that department for the balance of the present fiscal year;

## X.

To provide for the defense of any and all litigation concerning taxes or the collection thereof, and making adequate appropriation therefor;

## XI.

To consider the amendment of Sections 3467 to 3514, inclusive, Revised Code of Arizona, 1928, as amended, relating to Agricultural Improvement Districts;

## XII.

To consider a special appropriation for the completion of the State Fair Grounds program in cooperation with the Federal Government, or its agencies;

## XIII.

To enact a Basic Science Law;

## XIV.

To enact an equitable Fair Trades Act.

IN WITNESS WHEREOF, I have hereunto  
set my hand and caused the Great Seal of  
the State of Arizona to be affixed.

(SEAL)

DONE at the Capitol Building, in Phoenix,  
this twenty-sixth day of October, 1936

B. B. MOEUR,  
Governor.

ATTEST:

(signed) AUSTIN S. GRIMES  
Asst. Secretary of State.

## BUSINESS ON THE SPEAKER'S DESK

Communications from Speaker Thomas D. Tway and Mr. Bernard T. Caine were read in full as follows:

“Sioux City, Iowa.  
October 31, 1936.

Speaker of the House of Representatives,  
Capitol Building,  
Phoenix, Arizona.

Dear Sir:

It has been brought to my attention that a Special Session of the Twelfth Legislature has been called by Governor Moeur.

Having departed from the State of Arizona and located at Sioux City, Iowa, it is only proper that I should resign, which I hereby do, so that the Northern District of Yuma County, which I represented, may have representation at the Special Session.

I regret that I will not be able to serve longer with the members of the Twelfth. Each and every one of them are conscientious and working for the welfare of the State of Arizona. It was a privilege to have served with them.

With personal regards and all good wishes, I am,

Respectfully yours,

BERNARD T. CAINE.”

“Phoenix, Arizona,  
October 30, 1936.

Mrs. Lallah Ruth,  
Chief Clerk, Twelfth Legislature,  
Capitol Building,  
Phoenix, Arizona.

My dear Mrs. Ruth:

I herewith present to you to be transmitted to the House when convened in Special Session, November 5, 1936, my resignation as Speaker, House of Representatives of the Twelfth Legislature.

It is with regret that I submit my resignation, and I wish to express my appreciation to the members for the work and cooperation given during the Regular Session.

Very truly yours,

THOMAS D. TWAY.”

Motion by Mr. Heron, seconded by Mr. Wisener, that the resignations of Mr. Tway and Mr. Caine be accepted. Carried.

Motion by Mr. Kenworthy, seconded by Mr. Reichard, that

the Committee on Suffrage and Elections receive and consider the credentials of the new members. Carried.

At 10:15 a. m., the House stood at recess, subject to the call of the gavel.

At 10:21 a. m., Mr. Speaker pro tempore called the House to order.

Without objection the House referred to the Order of Business, Reports of Standing Committees.

#### REPORTS OF STANDING COMMITTEES

The Committee on Suffrage and Elections submitted the following report:

“November 5, 1936.

Mr. Speaker pro tempore:

Your Committee on Suffrage and Elections reports that it has examined the credentials of the new members of the House of Representatives, First Special Session, of the Twelfth Legislature, State of Arizona, and the following members are entitled to their seats:

Pima County:	Mr. William Spaid to succeed Mr. Thomas D. Tway, (resigned.)
Yuma County:	Mr. Eli Shelton to succeed Mr. Bernard T. Cain, (resigned.)

R. W. KENWORTHY,  
Chairman.”

Motion by Mr. Kenworthy, seconded by Mr. Wilson, that the report of the Committee on Suffrage and Elections be adopted. Carried.

Mr. Speaker pro tempore instructed the members of the Committee on Suffrage and Elections to escort the new members to the office of the Chief Justice of the Supreme Court to receive the oath of office.

At 10:24 a. m., the Sergeant-at-Arms announced a committee from the Senate consisting of Senators Stauffer, Keefe, and Hunt who notified the House that the Senate was organized and ready for business.

Mr. Speaker pro tempore thanked the committee.

At 10:25 a. m., the House stood at recess, subject to the call of the gavel.

At 10:33 a. m., Mr. Speaker pro tempore called the House to order.

The Committee on Suffrage and Elections introduced the new members and announced that they had been administered the oath of office.

Motion by Mr. Heron, seconded by Mr. Riggs, that the House now proceed with the election of a new Speaker. Carried by the following vote:

Ayes: Armstrong, Babbitt, Batchelder, Bowling, Chavez, Chisum, Curry, Danenhauer, Davis, Franklin, Gardner, Gillett, Goodson, Gray, Heron, Hill, Imler, Isley, Kenworthy, Love, Mader, Marks, Morrow, Murray, O'Neill, Orthel, Palmer, Patterson, Penny, Petersen, Petersen, Porter, Pratt, Rapp, Reichard, Richards, Riggs, Rosenbaum, Sharp, Shelton, Skinner, Spaid, Steinel, Sullivan, Thompson, Webb, Williams, Wilson, Wisdom, Wisener, Mr. Speaker pro tempore—51.

Motion by Mr. O'Neill, seconded by Mr. Isley, that the name of Mr. E. F. Bohlinger be placed in nomination for Speaker of the House.

At 10:50 a. m., Mr. Speaker pro tempore called Mr. Rosenbaum to the chair.

Mrs. Porter placed in nomination for Speaker of the House, the name of Mr. James E. Babbitt.

Mr. Wisener placed in nomination for Speaker of the House, the name of Mrs. Bridgie Porter.

Mrs. Porter thanked Mr. Wisener for the honor, but declined the nomination.

Motion by Mr. Marks, seconded by Mr. Davis, that the nominations be closed. Carried.

Motion by Mr. Hill, seconded by Mr. Chisum that the House stand at recess for ten minutes. Lost.

During roll call vote on election of Speaker, motion was made by Mr. Babbitt, seconded by Mr. Wisener, that a unanimous vote be cast for Mr. Bohlinger for Speaker of the House. Carried and Mr. Bohlinger was elected Speaker of the House.

At 11:00 a. m., Mr. Bohlinger took the chair and expressed his appreciation for the honor conferred upon him.

Mr. Speaker was presented with a gavel from the Industrial Arts Department of the Tempe State Teachers' College, by Mr. Curry.

Mr. Speaker expressed his appreciation for the gift.

Motion by Mr. Goodson, seconded by Mr. Wisener, that the rules governing the regular session of the Twelfth Legislature be adopted as the rules of the First Special Session. Carried.

#### BUSINESS ON THE SPEAKER'S DESK

A communication from Mr. Henry Hilbers, Sergeant-at-Arms of the House of Representatives, was read in full as follows:

“November 5, 1936.

Hon. Speaker of the House of Representatives,  
Twelfth Legislature, First Special Session,  
Phoenix, Arizona.

Mr. Speaker:

I hereby tender my resignation as Sergeant-at-Arms of the House of Representatives, said resignation to take place as of this date November 5, 1936.

In resigning, I wish to thank each and every member for having elected me to fill the above office of your august assembly.

Respectfully yours,

HENRY L. HILBERS.”

Motion by Mr. Chisum, seconded by Mr. O'Neill, that the resignation of the Sergeant-at-Arms be rejected. Carried.

Motion by Mr. Rosenbaum, seconded by Mr. Batchelder, that a committee of three be appointed to notify the Senate that the House was organized and ready for business and ready to meet with a like committee from the Senate to wait upon the Governor and notify him that the First Special Session of the Twelfth Legislature was organized and ready to receive any message he might have for them. Carried, and Mr. Speaker appointed members, O'Neill, Babbitt and Marks as such a committee.

Motion by Mr. Rosenbaum, seconded by Mr. Davis, that the House follow the usual procedure of employment of attaches whereby two members sponsor the appointment of one attache. Carried.

Motion by Mr. Rosenbaum, seconded by Mr. Petersen of Maricopa, that the personnel of the Standing Committees of the Regular Session continue in effect during the First Special Session, all new members serving on committees held by their predecessors, with the privilege of new members or the Speaker to make any necessary changes. Carried.

At 11:11 a. m., the Committee appointed to wait upon the Senate and Governor returned escorting His Excellency, the Governor.

At 11:12 a. m., the Sergeant-at-Arms announced the Senate of the State of Arizona.

JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE FIRST SPECIAL SESSION OF THE TWELFTH LEGISLATURE OF THE STATE OF ARIZONA.

The Joint session of the First Special Session of the Twelfth Legislature was called to order at 11:13 a. m., Mr. President presiding.

The Senate roll call showed the following members present:

Angius, Bush, Collins, Ethington, Harrison, Houston, Hunt, John-

son, Keefe, McEachren, A. W. Nelson, Patterson, Reinhardt, Stanton, Smith, Stauffer, Whiting, Mr. President—18.

Excused: G. W. Nelson—1.

The House roll call showed the following members present:

Armstrong, Babbitt, Batchelder, Bowling, Chavez, Chisum, Curry, Danenhauer, Davis, Franklin, Gardner, Gillett, Goodson, Gray, Heron, Imler, Isley, Kenworthy, Love, Mader, Marks, Morrow, Murray, O'Neill, Orthel, Palmer, Patterson, Penny, Petersen, Petersen, Porter, Pratt, Rapp, Reichard, Richards, Riggs, Rosenbaum, Sharpe, Shelton, Skinner, Spaid, Steinel, Sullivan, Thompson, Webb, Williams, Wilson, Wisdom, Wisener, Mr. Speaker—50.

Absent: Hill—1.

At 11:15 a. m., the Governor of Arizona read his message to the legislature as follows:

Ladies and Gentlemen of the Twelfth Legislature:

I wish to extend greetings to the members of the Twelfth Legislature and thank each and every one of you for the splendid assistance and cooperation given me in the past, which I have the utmost confidence will continue during this Special Session.

You have been called together in Special Session because of the immediate necessity for legislation on matters of Social Security, particularly the Unemployment Compensation Program. In order that Arizona may participate in the benefits provided by the Social Security Act for the year 1936, it is imperative that legislation be enacted by the State and be approved by the Social Security Board (which approval will take from fifteen to thirty days) not later than December 31 of this year.

It is roughly estimated that the amount of money to be paid into the Unemployment Fund in this State in 1936 will be about \$480,000.00, which means that if this legislation is not enacted in sufficient time before December 31, 1936, Arizona will lose her rightful share of the funds available for unemployment benefits, which is ninety per cent of the amount so collected or the approximate sum of \$432,000.00, and this amount will go into the General Fund of the United States Treasury.

You will realize that an emergency exists and that this bill should have your first consideration; and that, if enacted, it carry a two-thirds vote in order to make it operative immediately.

At my request representatives from the Social Security Board in Washington have been in Phoenix, conferring with our Industrial Commissioners, statisticians, able attorneys, employers, and labor, and after many hours of study and research a bill has been prepared,

which meets the requirements of the Social Security Act, and I submit it to you and recommend its passage.

Another important feature of the Social Security Act which should have your consideration at this time is Old Age Assistance. The Federal Government will pay an amount equal to one-half of the total sum expended under the State plan, not to exceed \$30.00 per month, to needy citizens of the United States sixty-five years of age or over and residents of the State for five years during the nine years immediately preceding the application for old age assistance, who have resided therein continuously for one year immediately preceding the date of application.

The State plan must meet the approval of the Social Security Board. This legislation will rescind the present old age pension law and thereby relieve the counties of the burden of contributing to old age pensions, making it a purely Federal and State function.

The Federal representatives, the State Welfare Board, and the chairman of the Judiciary Committee of the House, have given many hours of thought and study in preparing a bill which will meet the requirements of the Social Security Act, and I submit it to you and recommend its passage as an emergency measure, which will necessitate a two-thirds vote.

For several months the State Welfare Board has received Federal assistance for dependent children, crippled children, and aid to the needy blind, but it is felt that legislation should be enacted making specific mention of these particular categories in order to protect the State in cases of false representations. Bills which meet the requirements of the Social Security Act have been prepared and will be presented to you.

You are familiar with the necessity for legislation to permit the registration of school warrants and the payment of same in the order of issuance, in order that the school districts may establish credit and properly function. This legislation should take care of all outstanding school warrants as well as those to be issued in the future.

These bills are emergency measures and I urge that you give them your most earnest consideration.

Other legislation which I feel is of sufficient importance to have your consideration at this Special Session is:

First, "To consider an emergency appropriation for necessary repairs to certain buildings of the University of Arizona and the establishment of an additional experimental farm on the proposed Gila Valley Project." These buildings are unsafe and unfit to be used in their present condition and their repair at this time will prolong the use of the buildings. I feel that an appropriation at this time would be an economy measure because of the

ability to secure Federal assistance. I would like to see an experimental farm established on the Gila Valley Project in order to determine the productivity of the soil in this area.

Second, "To consider joint resolutions and memorials."

Third, "Amending our present Luxury Tax Law, including the elimination of the luxury tax on cosmetics and sporting goods." The luxury tax on cosmetics and sporting goods failed to bring in the revenue anticipated and, as I am informed, has also resulted in much of this business being driven out of the state, and for these reasons I recommend that the tax be taken off of cosmetics and sporting goods. I should like to see an increase of the tax on spiritous liquors, vinous liquors and malt extracts, derivatives or combinations thereof, to help provide funds for the now existing Old Age Pensions or any Old Age Assistance plan that may be hereafter adopted. Article 4, Section 2, Session Laws of 1935, pertaining to the Luxury Tax provides: "All funds on hand at the end of the biennium or on the 30th day of June, 1937, shall revert to the General Fund of the State." If this provision of the Act is not changed so that the funds will continue and not revert to the General Fund, state welfare assistance will be at a standstill until such time as new funds are collected. The emergency for relief is not yet over, and the counties would undoubtedly have to bear this responsibility, and I am, therefore, calling to your attention the fact that this paragraph should be amended.

Fourth, "Making adjustments of salaries of various state officials commensurate with the present cost of living, and to make the necessary appropriation therefor."

Fifth, "Validating the issuance of bonds by the various educational institutions of the State in connection with Federal loans." This legislation is necessary in order to meet Federal requirements.

Sixth, "To consider the confirmation of any recess appointments."

Seventh, "Making a special appropriation to the State Water Department to enable it to carry on the vastly increased business in that department for the balance of the present fiscal year." It appears that the State has become water conscious during the past year and that the appropriation for the Water Department has become wholly inadequate to take care of even the ordinary business of the office, let alone the handling of the increased number of applications for permits to appropriate water and the transfer of water rights, which is comparatively new work. The small appropriation for this Department was probably due to the fact that the former Water Commissioner paid a part of the clerical help of the office out of his own personal funds and did not ask

for a sufficient appropriation to cover the actual expenses of the department. For these reasons I feel that a special appropriation should be made at this time.

Eighth, "To provide for the defense of any and all litigation concerning taxes or the collection thereof, and making adequate appropriation therefor." There are now pending in the federal court suits against the State resisting the collection of millions of dollars of taxes. I am informed further suits are contemplated. The ordinary appropriations to the Governor or any other official are wholly insufficient to adequately defend these suits and intelligently protect the interests of the State. I urge an adequate appropriation to the Governor's Office to assist in the proper defense of this class of litigation, together with any necessary enabling legislation to the end that the interests of the State may be protected in this important matter.

Ninth, "To consider the amendment of Sections 3467 to 3514, inclusive, Revised Code of Arizona, 1928, as amended, relating to Agricultural Improvement Districts." It is essential that the laws pertaining to these districts be amended to meet present conditions.

Tenth, "To consider a special appropriation for the completion of the State Fair Grounds program in cooperation with the Federal Government, or its agencies." As you are aware, during the past year the State Fair Commission, under its development program, built an eight foot adobe fence around the fair grounds, built some modern stables of adobe and concrete, and also built a magnificent grandstand with a seating capacity of 10,000. To complete this program additional improvements and exhibit buildings should be constructed, which will necessitate a special appropriation. This project has been carried on under the Works Progress Administration, and I would like to see the State avail itself of this Federal assistance.

Eleventh, "To enact a Basic Science Law." This legislation should be enacted to properly safeguard the health and security of the people of our State.

Twelfth, "To enact an equitable Fair Trades Act." After observation and study, I feel that this legislation is meritorious.

In conclusion, may I again thank you for your hearty cooperation in the past, and may God give you wisdom and strength to carry on the necessary legislation.

B. B. MOEUR,  
Governor.

Motion by Mr. Rosenbaum, seconded by Mr. Richards, that the

joint session of the legislature be dissolved. Carried, and at 11:30 a. m., the joint session was dissolved.

JOE C. HALDIMAN,  
President of the Senate.

ATTEST: LALLAH RUTH,  
Chief Clerk.

At 11:31 a. m., Mr. Speaker called the House to order.

The privileges of the floor were extended to Mr. Fred T. Colter, former member of the House.

Motion by Mr. Rosenbaum, seconded by Mr. Morrow, that the House stand at recess until 2:00 p. m. Carried, and at 11:40 a. m., the House stood at recess.

#### AFTERNOON SESSION

At 2:00 p. m., the House resumed session, Mr. Speaker presiding.

Mr. Speaker announced that he was appointing Mr. James E. Babbitt as Speaker pro tempore of the House.

Mr. Chisum, as Chairman of the Committee on Printing and Clerks, announced that due to the fact that some of the members had been unable to agree upon their attaches, the Committee was unable to submit a complete report at this time.

Motion by Mr. Marks, seconded by Mr. Wisener, that the House stand at recess for ten minutes in order that the members might come to some agreement regarding their attaches. Carried, and at 2:17 p. m., the House stood at recess.

At 2:40 p. m., Mr. Speaker called the House to order.

Mr. Chisum, Chairman of the Committee on Printing and Clerks, announced the attache difficulty had been cleared so the committee could continue with its labors.

Motion by Mr. Palmer, seconded by Mr. Curry, that the House reconsider its action by which it refused to accept the resignation of Mr. Henry Hilbers, Sergeant-at-Arms. Carried.

Motion by Mr. O'Neill, seconded by Mr. Pratt, that the House accept the resignation of Mr. Henry Hilbers, Sergeant-at-Arms. Carried.

Motion by Mr. Babbitt, seconded by Mr. Goodson, that the name of Mr. M. V. Decker be placed in nomination for Sergeant-at-Arms.

Motion by Mr. Marks, seconded by Mr. Davis, that the nominations be closed. Carried.

Motion by Mr. Marks, seconded by Mr. Wisener, that Mr. M. V. Decker be unanimously elected Sergeant-at-Arms. Carried.

Motion by Mr. Rosenbaum, seconded by Mr. Richards, that the House stand adjourned until 10:00 a. m., Friday, November 6, 1936. Carried, and at 2:46 p. m., the House so adjourned.

E. F. BOHLINGER,  
Speaker of the House.

ATTEST: LALLAH RUTH  
Chief Clerk.

## FRIDAY, NOVEMBER 6

The House met at 10:00 a. m., in conformity with the rules, Mr. Speaker presiding.

Roll call showed the following members present:

Babbitt, Batchelder, Bowling, Chavez, Chisum, Curry, Danenhauer, Davis, Franklin, Gardner, Gillett, Goodson, Gray, Heron, Hill, Imler, Isley, Kenworthy, Love, Mader, Marks, Morrow, Murray, O'Neill, Orthel, Palmer, Patterson, Penny, Petersen, Petersen, Porter, Pratt, Rapp, Reichard, Richards, Rosenbaum, Sharpe, Shelton, Skinner, Spaid, Steinel, Sullivan, Thompson, Webb, Williams, Wisdom, Wisener, Mr. Speaker—48.

Absent: Armstrong, Wilson—2.

Excused: Riggs—1.

Reverend Thomas C. Harris, Chaplain of the House offered prayer.

By unanimous consent the reading of the Journal of Thursday, November 5, 1936, was dispensed with.

## REPORT OF STANDING COMMITTEES

The Committee on Printing and Clerks submitted the following report:

“November 6, 1936

Mr. Speaker:

Your Committee on Printing and Clerks reports that it has had under consideration the hiring of attaches and respectfully recommends:

That the following list of attaches shall be hired for the full period of the First Special Session of the Twelfth Legislature:

Lallah Ruth .....	Chief Clerk
Ruby Coulter .....	Assistant Chief Clerk
Dorothy R. Reed .....	Head Minute Clerk
Kathryn Scott .....	Minute Clerk
M. V. Decker .....	Sergeant-at-Arms
Thomas C. Harris .....	Chaplain
Dorothy Bolin .....	Speaker's Secretary
Mary Luckenbach .....	Head Stenographer
R. Hazel Mullins .....	Head E. & E. Clerk
Mrs. M. Price Havens .....	Assistant E. & E. Clerk
Suzana Holden .....	Stenographer
Miss Billie Fehrman .....	Stenographer
Edna Ellis .....	Stenographer
Laura Norris .....	Stenographer
Miss Ethel Steelman .....	Stenographer

Eleanore Lee Flading .....	Stenographer
Catherine White .....	Stenographer
Florence Wickizer .....	Stenographer
Vivienne Garcia .....	Stenographer
Phyllis Brizzee .....	Stenographer
Mrs. Frances Munns .....	Clerk
Karl Dennison .....	Clerk
Paul Staley .....	Clerk
Mrs. Lavella Jones .....	Clerk
Howard Sprouse .....	Clerk
Howard Young .....	Clerk
Frankie Kulinovich .....	Clerk
Albert Fox .....	Clerk
Sue L. Flake .....	Clerk
Elsie Nowell .....	Clerk
May Felshaw .....	Clerk
Clyde Laird .....	Clerk
Mrs. Myrtle Hall .....	Telephone Clerk
Lawrence Dysart .....	Reader
W. D. Nichols .....	Doorkeeper
Ruth Ozanne .....	Mimeograph Clerk

And respectfully recommends that the report be adopted.

GUY CHISUM,  
Chairman."

Motion by Mr. Chisum, seconded by Mr. Hill, that the report of the Committee on Printing and Clerks be adopted. Carried.

At 10:10 a. m., the Sergeant-at-Arms announced that Mr. Wilson had taken his seat.

#### FIRST READING OF BILLS

The following bills were read the first time by number and title only:

HOUSE BILL NO. 1, by Mr. Wisdom of Pima, An Act, validating and confirming bonds issued by educational institutions for public works projects. Referred to the Committee on Printing.

Motion by Mr. Babbitt, seconded by Mr. Curry, that the rules be suspended, an emergency declared, and that House Bill No. 1 be placed under the Order of Business, Second Reading of Bills, for today. Lost by the following vote:

Ayes: Babbitt, Chisum, Curry, Danenhauer, Franklin, Goodson, Heron, Hill, Imler, Kenworthy, Morrow, Murray, Orthel, Patterson, Peterson of Maricopa, Reichard, Richards, Rosenbaum, Shelton, Skinner, Spaid, Steinel, Thompson, Williams—24.

Nays: Batchelder, Bowling, Chavez, Davis, Gardner, Gillett, Gray, Isley, Love, Mader, Marks, O'Neill, Palmer, Penny, Petersen of Navajo, Porter, Pratt, Rapp, Sharpe, Sullivan, Webb, Wisdom, Wisener, Mr. Speaker—24.

Absent: Armstrong, Wilson—2.

Excused: Riggs—1.

HOUSE BILL NO. 2, by Mr. Wisener of Yuma, An Act, relating to taxation; imposing a tax on the sale of certain luxuries, and amending section 1, article II, chapter 78, session laws of 1935, regular session. Referred to the Committee on Printing.

On first reading of House Bills Nos. 1 and 2, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading House Bills Nos. 1 and 2, on first reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bills were read the first time by number and title only:

Mr. Speaker announced that Mr. Spaid would serve as a member of the Committees on Appropriations and Judiciary, and that Mr. Shelton would serve as a member of the Committees on Rules, Banking and Insurance, and Highways and Bridges.

Motion by Mr. Marks, seconded by Mr. Gardner, that all bills be printed and distributed as of the Regular Session. Carried by the following vote:

Ayes: Babbitt, Batchelder, Bowling, Chavez, Curry, Danenhauer, Davis, Franklin, Gardner, Gillett, Goodson, Gray, Heron, Hill, Imler, Isley, Love, Mader, Marks Morrow, Murray, O'Neill, Orthel, Palmer, Patterson, Penny, Petersen of Navajo, Porter, Pratt, Rapp, Reichard, Richards, Rosenbaum, Sharpe, Shelton, Skinner, Spaid, Steinel, Sullivan, Thompson, Webb, Williams, Wilson, Wisdom, Wisener, Mr. Speaker—46.

Nays: Chisum, Kenworthy, Petersen of Maricopa—3.

Absent: Armstrong—1.

Excused: Riggs—1.

Motion by Mr. Rapp, seconded by Mr. Batchelder, that the House stand at recess until 2:00 p. m. Carried, and at 10:42 a. m., the House stood at recess.

#### AFTERNOON SESSION

At 2:00 p. m., the House resumed session, Mr. Speaker presiding.

Without objection, at 2:09 p. m., the House stood at recess, subject to the call of the gavel.

At 3:16 p. m., Mr. Speaker called the House to order.

Without objection the House referred to the Order of Business, First Reading of Bills.

## FIRST READING OF BILLS

The following bills were read the first time by number and title only:

HOUSE BILL NO. 3, by Mr. Wisener of Yuma, An Act, relating to old age pensions, and amending sections 4, 6, 7 and 8, chapter 34, session laws of 1933, regular session. Referred to the Committee on Printing.

HOUSE BILL NO. 4, by Mr. Marks of Cochise, Mr. Murray of Navajo, Messrs. Goodson and Curry of Maricopa, and Mr. Gardner of Pima, An Act, relating to trade practices; and providing for the protection of trademark owners, distributors and the public against injurious and uneconomic trade practices. Referred to the Committee on Printing.

The following bill was read the first time in full:

HOUSE BILL NO. 5, by the Committee on Appropriations, An Act, making an appropriation to defray expenses of the Twelfth Legislature.

Motion by Mr. Wilson, seconded by Mr. Marks, that the rules be suspended, an emergency declared, and that House Bill No. 5 be placed under the Order of Business, Second Reading of Bills, for today. Carried by a two-thirds vote.

On first reading of House Bills Nos. 3 and 4, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading House Bills Nos. 3 and 4, on first reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bills were read the first time by number and title only.

## SECOND READING OF BILLS

The following bill was read the second time by number and title only:

HOUSE BILL NO. 5, by the Committee on Appropriations, legislative appropriation.

Motion by Mr. Wilson, seconded by Mr. Danenhauer, that the rules be suspended, an emergency declared, and that House Bill No. 5 be placed under the Order of Business, Third Reading of Bills, for today. Carried by a two-thirds vote.

On second reading of House Bill No. 5, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading House Bill No. 5, on second reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bill was read the second time by number and title only.

## THIRD READING OF BILLS

HOUSE BILL NO. 5, entitled, An Act, making an appropriation to defray expenses of the twelfth legislature, was read the third time in full and passed the House by the following vote:

Ayes: Batchelder, Bowling, Chavez, Chisum, Curry, Danenhauer, Davis, Gardner, Gillett, Goodson, Gray, Hill, Imler, Isley, Kenworthy, Love, Mader, Marks, Morrow, O'Neill, Orthel, Palmer, Patterson, Petersen, Petersen, Porter, Pratt, Rapp, Reichard, Richards, Rosenbaum, Sharpe, Shelton, Skinner, Spaid, Sullivan, Thompson, Webb, Williams, Wilson, Wisdom, Wisener, Mr. Speaker—43.

Absent: Armstrong—1.

Excused: Babbitt, Franklin, Heron, Murray, Penny, Riggs, Steinel—7.

Signed in open session by the Speaker, and the clerk was instructed to record the action of the House on the bill and convey it to the Senate.

Motion by Mr. Rapp, seconded by Mr. Davis, that the House stand adjourned until 10:00 a. m., Monday, November 9, 1936. Carried, and at 3:26 p. m., the House so adjourned.

E. F. BOHLINGER,  
Speaker of the House.

ATTEST: LALLAH RUTH,  
Chief Clerk.

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## MONDAY, NOVEMBER 9

The House met at 10:00 a. m., in conformity with the rules, Mr. Speaker presiding.

Roll call showed the following members present:

Armstrong, Babbitt, Batchelder, Bowling, Chavez, Chisum, Curry, Danenhauer, Davis, Franklin, Gardner, Gillett, Goodson, Gray, Heron, Hill, Imler, Isley, Kenworthy, Love, Mader, Marks, Morrow, Murray, O'Neill, Orthel, Palmer, Patterson, Penny, Petersen, Petersen, Porter, Pratt, Rapp, Reichard, Richards, Riggs, Rosenbaum, Sharpe, Shelton, Spaid, Steinel, Sullivan, Thompson, Webb, Williams, Wilson, Wisdom, Wisener, Mr. Speaker—50.

Excused: Skinner—1.

Reverend Edwin S. Lane offered prayer.

By unanimous consent the reading of the Journal of Friday, November 6, 1936, was dispensed with, and the Journal of Thursday, November 5, 1936, was approved.

## REPORTS OF STANDING COMMITTEES

The Committee on Printing submitted the following report:

“November 9, 1936.

Mr. Speaker:

Your Committee on Printing reports:

That it has ordered printed House Bills Nos. 1, 2, 3 and 4.

That it has received from the printer House Bills Nos. 1, 2, 3 and 4.

GUY CHISUM,  
Chairman.”

Placed on file.

## FIRST READING OF BILLS

The following bill was read the first time in full:

HOUSE BILL No. 6, by Messrs. Sharpe and Marks of Cochise, Mr. Rapp of Pima and Messrs. Isley, Sullivan and Wilson of Maricopa, An Act, providing for unemployment compensation; defining terms; providing for the payment of benefits to unemployed individuals, the amount and duration of such benefits, the condition for the payment thereof and the eligibility of unemployed individuals to receive such benefits; establishing a procedure for the determination and payment of benefit claims and for review of such determination; providing for contributions to be paid by employers to be used for the payment of benefits; providing a system of merit rating in reduction of or in lieu of contributions; defining employers subject to the act and providing for the election by other employers to become subject to the act; establishing an unemployment trust fund and other funds for the purpose of payment of benefits and the administration of the act; establishing a commission to administer the act and defining its powers and duties; providing for an employment service division of the commission and the transfer thereto of the duties, power and funds of the Employment Service Division of the Board of Directors of State Institutions; accepting the provision of the Wagner-Peyser Act; providing procedure for the collection of contributions, and permitting the filing of suits for the recovery back of contributions paid under protest; providing penalties for the violation of the provisions of the act; providing for the suspension of the act upon the happening of certain events and the refunding of contributions; and declaring an emergency. Referred to the Committee on Printing.

## SECOND READING OF BILLS

The following bills were read the second time by number and title only.

HOUSE BILL No. 1, by Mr. Wisdom of Pima, educational in-

stitutions validating act of 1936. Referred to the Committees on Education, Appropriations, Judiciary and Efficient Government.

HOUSE BILL No. 2, by Mr. Wisener of Yuma, amending state luxury tax. Referred to the Committees on Ways and Means, Judiciary, and County and County Affairs.

HOUSE BILL No. 3, by Mr. Wisener of Yuma, relating to old age pensions. Referred to the Committees on Appropriations, Judiciary, Labor, and Ways and Means.

HOUSE BILL NO. 4, by Mr. Marks of Cochise, Mr. Murray of Navajo, Messrs. Goodson and Curry of Maricopa, and Mr. Gardner of Pima, relating to fair trades act. Referred to the Committees on Judiciary, Efficient Government and Labor.

On second reading of House Bills Nos. 1, 2, 3 and 4, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading House Bills Nos. 1, 2, 3 and 4, on second reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bills were read the second time by number and title only.

#### READING OF RESOLUTIONS

House Resolution No. 1, by Mr. Morrow of Mohave, was read in full as follows:

#### HOUSE RESOLUTION NO. 1

WHEREAS, Anson Hubert Smith, of Kingman, a former member of this body, who served in the ninth and tenth legislatures, departed this life on June 19, 1935; and

WHEREAS, in the passing of this distinguished pioneer, who entered the Territory in 1879, Arizona suffered the loss of one of its most constructive citizens—a builder and statesman; therefore

BE IT RESOLVED by the House of Representatives of the State of Arizona:

1. That the loss of Anson Hubert Smith is deeply mourned, and his memory revered.
2. That the sympathy of the members of this body is extended to the bereaved relatives of the deceased.

Motion by Mr. Morrow, seconded by Mr. Gardner, that House Resolution No. 1 be adopted. Carried.

House Resolution No. 2, by Mr. Wisener of Yuma and Mrs. Porter of Maricopa, was read in full as follows:



## HOUSE RESOLUTION NO. 2

WHEREAS, Hon. James B. Sayers, a member of the House of Representatives of the Tenth and Eleventh Legislatures, is ill at the Soldiers Home at Sawtell, California; and

WHEREAS, by his former colleagues, and as well by many citizens familiar with his legislative work, ex-representative Sayers is recognized as a legislator of intense earnestness, a parliamentarian of exceptional ability, an undeviating, valiant advocate of the philosophy to which he subscribes—love of his fellowman, and particularly of the poor and oppressed—loyal to his friends, magnanimous to his opponents; and

WHEREAS, the illness of this capable legislator and former participant in the labors of this body is a matter of the deepest and most genuine regret; therefore

BE IT RESOLVED by the House of Representatives of the State of Arizona:

1. That the hearty greetings of this body be conveyed to our former co-worker, accompanied by the assurance that he is present in our thoughts; that we miss his parliamentary genius, his keen analysis, his ready debate, his unflagging interest.

2. That we deeply sympathize with him in his affliction, pray for his speedy recovery from the ills which beset him, and look forward to the day when he may again take that part in life's affairs which he loves so well.

Motion by Mr. Wisener, seconded by Mr. Williams, that House Resolution No. 2 be adopted. Carried.

House Resolution No. 3, by the Committee on Petitions and Memorials, was read in full as follows:

## HOUSE RESOLUTION NO. 3

WHEREAS, the Honorable Frank Skinner has been closely associated with the members of this body; and

WHEREAS, by his integrity and friendship he has endeared himself to the members of this House; and

WHEREAS, the joys and sorrows of such a member affect the other members of this House; and

WHEREAS, a fatal accident has taken away the son of the Honorable Frank Skinner at a time when he was about to enjoy the full flower of manhood and left a bereaved family in mourning for the loss of a son and brother; therefore

BE IT RESOLVED that this House stand in silent

prayer for one minute to denote in a small way the sympathy we convey to the Honorable Frank Skinner and his family in this hour of grief.

Motion by Mr. Sullivan, seconded by Mr. Gardner, that House Resolution No. 3 be adopted. Carried.

Motion by Mr. Rosenbaum, seconded by Mr. Rapp, that the rules be suspended, an emergency declared, and that House Bill No. 6, unemployment compensation law, be placed under the Order of Business, Second Reading of Bills, for today. Carried by a two-thirds vote.

Without objection the House referred to the Order of Business, Second Reading of Bills.

### SECOND READING OF BILLS

The following bill was read the second time by number and title only:

HOUSE BILL NO. 6, by Messrs. Sharpe and Marks of Cochise, Mr. Rapp of Pima, and Messrs. Isley, Wilson and Sullivan of Maricopa, unemployment compensation law. Referred to the Committees on Ways and Means, Judiciary, Labor and Appropriations.

On second reading of House Bill No. 6, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the constitution. Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading House Bill No. 6, on second reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bill was read the second time by number and title only.

Without objection the House referred to the Order of Business, Bills and Other Business from the Senate.

### BILLS AND OTHER BUSINESS FROM THE SENATE

A message from the Senate, by W. J. Graham, its secretary, announcing the following Senate action:

“House Bill No. 5, legislative appropriation, passed by a vote of 16 ayes, 3 not voting, with the following amendments:

In the title of the bill following the words ‘Twelfth Legislature’, insert ‘First Special Session’.

In Section 1 after the words ‘Twelfth Legislature’, insert ‘First Special Session.’”

The clerk was instructed to record the action of the Senate.

Motion by Mr. O'Neill, seconded by Mr. Wisener, that the House concur in the Senate amendments to House Bill No. 5. Carried by the following vote:

Ayes: Babbitt, Batchelder, Bowling, Chavez, Chisum, Curry, Danenhauer, Davis, Franklin, Gardner, Gillett, Goodson, Gray, Heron, Hill, Isley, Kenworthy, Love, Mader, Marks, Morrow, Murray, O'Neill, Orthel, Palmer, Patterson, Penny, Petersen, Petersen, Porter, Pratt, Rapp, Reichard, Richards, Riggs, Rosenbaum, Sharpe, Shelton, Spaid, Steinel, Sullivan, Thompson, Webb, Williams, Wisdom, Wisener, Mr. Speaker—47.

Absent: Armstrong, Imler, Wilson—3.

Excused: Skinner—1.

House Bill No. 5 was signed in open session by the Speaker, and the clerk was instructed to record the action of the House on the bill, notify the Senate of such action, and convey it to the Governor.

Motion by Mr. Rosenbaum, seconded by Mr. Rapp, that the House stand at recess until 2:30 p. m. Carried, and at 11:52 a. m., the House stood at recess.

#### AFTERNOON SESSION

At 2:30 p. m., the House resumed session, Mr. Speaker presiding.

Without objection the House referred to the Order of Business, Business on the Speaker's Desk.

#### BUSINESS ON THE SPEAKER'S DESK

A communication from the Governor, B. B. Moeur, was read, giving notice that he had transmitted to the Secretary of State with his approval the following:

House Bill No. 5, legislative appropriation.

A communication from the Farmers Educational and Co-operative Union, protesting the passage of any legislation increasing the salaries of state officials, was read. Placed on file.

#### FIRST READING OF BILLS

The following bill was read the first time in full:

HOUSE CONCURRENT RESOLUTION NO. 1, by Mr. Wisdom of Pima, recommending fencing of certain highways. Referred to the Committee on Printing.

The following bills were read the first time by number and title only:

HOUSE BILL NO. 7, by Messrs. Heron and Rosenbaum of Gila, An Act, to amend section 1026, revised code of Arizona for 1928 entitled, "Purposes for which school money may be used", so as to provide that all warrants registered after January 1, 1936, drawn again the school fund of the district shall be entitled to preference of payment according to priority of registration, and making provision for payment of warrants registered prior to January 1, 1936. Referred to the Committee on Printing.

HOUSE BILL No. 8, by the Committee on Appropriations, An Act making an appropriation for the continuation of work on the improvement of the state fair grounds, and to meet the grant of the United States government for such purpose. Referred to the Committee on Printing.

On first reading of House Bills Nos. 7 and 8, Motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading House Bills Nos. 7 and 8, on first reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the forgoing bills were read the first time by number and title only.

Motion by Mr. Sullivan, seconded by Mr. Wisener, that the Committee on Printing be instructed to order printed one thousand additional copies of House Bill No. 6. Carried.

Motion by Mr. Sullivan, seconded by Mr. Gillett, that the Young Democrats Club be granted the use of the House chambers on Tuesday night, November 10, 1936. Carried by the following vote:

Ayes: Armstrong, Babbitt, Batchelder, Bowling, Chavez, Chisum, Curry, Danenhauer, Davis, Franklin, Gardner, Gillett, Goodson, Gray, Heron, Imler, Isley, Kenworthy, Love, Mader, Marks, Morrow, Murray, O'Neill, Orthel, Patterson, Penny, Petersen, Petersen, Pratt, Rapp, Reichard, Richards, Riggs, Rosenbaum, Sharpe, Shelton, Spaid, Steinel, Sullivan, Thompson, Webb, Wilson, Wisdom, Wisener, Mr. Speaker—46.

Nays: Hill, Palmer, Porter—3

Absent: Williams—1.

Excused:: Skinner—1.

Motion by Mr. Rosenbaum, seconded by Mr. Richards, that the House stand adjourned until 10:00 a. m., Tuesday, November 10, 1936. Carried, and at 2:53 p. m., the House so adjourned.

E. F. BOHLINGER,  
Speaker of the House.

ATTEST: LALLAH RUTH,  
Chief Clerk.

**TUESDAY, NOVEMBER 10**

The House met at 10:00 a. m., in conformity with the rules, Mr. Speaker presiding.

Roll call showed the following members present:

Armstrong, Babbitt, Batchelder, Bowling, Chavez, Chisum, Danenhauer, Davis, Franklin, Gardner, Gillett, Goodson, Gray, Heron, Hill, Imler, Isley, Kenworthy, Love, Mader, Marks, Morrow, Murray, O'Neill, Orthel, Palmer, Patterson, Penny, Petersen of Navajo, Porter, Pratt, Rapp, Reichard, Richards, Rosenbaum, Sharpe, Shelton, Spaid, Steinel, Sullivan, Thompson, Webb, Williams, Wisdom, Wisener, Mr. Speaker—46.

Absent: Curry, Petersen of Maricopa, Riggs, Wilson—4.

Excused: Skinner—1.

Reverend Thomas C. Harris, Chaplain of the House, offered prayer.

At 10:08 a. m., the Sergeant-at-Arms announced that members Wilson, Curry and Petersen of Maricopa had taken their seats.

By unanimous consent the reading of the Journal of Monday, November 9, 1936, was dispensed with and the Journal of Friday, November 6, 1936, was approved.

Mr. Gardner introduced Mr. H. K. Carson, member-elect of the House, who was accorded the privileges of the floor.

**REPORTS OF STANDING COMMITTEES**

The Committee on Printing submitted the following report:

“November 10, 1936

Mr. Speaker:

Your Committee on Printing reports:

That it has ordered printed House Bills Nos. 6, 7, 8 and House Concurrent Resolution No. 1.

GUY CHISUM,  
Chairman.”

Placed on file.

**FIRST READING OF BILLS**

The following bill was read the first time in full:

HOUSE CONCURRENT RESOLUTION NO. 2, by Mr. Davis of Cochise, and Mr. Gardner of Pima, relating to reorganization of state land department. Referred to the Committee on Printing.

The following bill was read the first time by number and title only:

HOUSE BILL NO. 9, by Messrs. Sharpe, Marks and Bowling of Cochise, Messrs. Rapp, Gardner and Wisdom of Pima, and Mr. Hill of Maricopa, An Act, relating to old age assistance, and declaring an emergency. Referred to the Committee on Printing.

On first reading of House Bill No. 9, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading House Bill No. 9, on first reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bill was read the first time by number and title only.

#### SECOND READING OF BILLS

The following bills were read the second time by number and title only:

HOUSE CONCURRENT RESOLUTION NO. 1, by Mr. Wisdom of Pima, recommending fencing of certain highways. Referred to the Committee on Printing.

HOUSE BILL NO. 7, by Messrs. Heron and Rosenbaum of Gila, registration of school warrants. Referred to the Committees on County and County Affairs, Education and Judiciary.

HOUSE BILL NO. 8, by the Committee on Appropriations, making an appropriation for improvement of state fair grounds. Referred to the Committees on Appropriations and Judiciary.

On second reading of House Concurrent Resolution No. 1, and House Bills Nos. 7 and 8, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading House Concurrent Resolution No. 1, and House Bills Nos. 7 and 8, on second reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bills were read the second time by number and title only.

Motion by Mr. Rosenbaum, seconded by Mr. Palmer, that the House stand at recess until 2:00 p. m. Carried, and at 10:18 a. m., the House stood at recess.

#### AFTERNOON SESSION

At 2:00 p. m., the House resumed session, Mr. Speaker presiding.

Without objection the House referred to the Order of Business, Business on the Speaker's Desk.

#### BUSINESS ON THE SPEAKER'S DESK

A communication from the Tucson Central Trades Council, protesting the passage of any legislation except that pertaining to the

adjustment of salaries of state employees and officials; protesting the confirmation of Mr. Sam Proctor; and the attachment of the emergency clause to the security laws now under consideration, was read. Placed on file.

Without objection the House referred to the Order of Business, Reports of Standing Committees.

#### REPORTS OF STANDING COMMITTEES

Standing committees submitted the following reports:

“November 10, 1936

Mr. Speaker:

Your Committee on Labor reports that it has had under consideration House Bill No. 4, relating to fair trades act, and respectfully recommends, that it do pass.

M. A. GRAY,  
Chairman.”

Placed on the House Calendar of the Committee of the Whole House, awaiting reports of the Committees on Judiciary and Efficient Government.

“November 10, 1936

Mr. Speaker:

Your Committee on Judiciary reports that it has had under consideration House Bill No. 1, educational institutions validating act of 1936, and respectfully returns same for consideration of the House.

JOHN H. RAPP,  
Chairman.”

Placed on the House Calendar of the Committee of the Whole House, awaiting reports of the Committees on Education, Appropriations and Efficient Government.

#### FIRST READING OF BILLS

The following bills were read the first time by number and title only:

HOUSE BILL NO. 10, by Mr. Batchelder of Maricopa, An Act, relating to taxation; imposing a tax on the sale of certain luxuries, and amending section 1, article 2, chapter 78, session laws of 1935, regular session. Referred to the Committee on Printing.

HOUSE BILL NO. 11, by Messrs. Marks and Gray of Cochise, and Messrs. Batchelder, Wilson and Isley of Maricopa, An Act, relating to the basic sciences, defining the same and creating a board of examiners therein; providing for the examination and registration of

practitioners of the healing arts; and providing penalties for the violation hereof. Referred to the Committee on Printing.

On first reading of House Bills Nos. 10 and 11, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading House Bills Nos. 10 and 11, on first reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bills were read the first time by number and title only.

#### READING OF RESOLUTIONS

House Resolution No. 4, by Messrs. Bowling, Gray and Sharpe of Cochise, Messrs. Chavez and Gardner of Pima, Messrs. Palmer and Gillett and Mrs. Porter of Maricopa, Mr. Murray of Navajo and Mr. Wisener of Yuma, was read in full as follows:

#### HOUSE RESOLUTION NO. 4

WHEREAS, it is a matter of common report that certain institutions and departments of the state government employing common and skilled labor are not paying the scale of wages for such services prescribed by the minimum wage law; and

WHEREAS, in the consideration of legislation affecting the institutions and departments of state which employ labor of the classes referred to, it is necessary that the facts with respect to such reports be ascertained; therefore

BE IT RESOLVED by the House of Representatives of the State of Arizona:

1. That the speaker is authorized and directed to appoint a special committee of six members, the duty of which shall be to investigate the state hospital for the insane, the state prison, the home for aged and infirm Arizona pioneers, the capitol buildings and grounds, and all other state institutions or departments employing skilled or common labor, and ascertain the facts with respect to such employment and the wages paid therefor.

2. That such committee report back to this house at the earliest possible date.

3. That for the purposes of such investigation the committee is clothed with the powers prescribed by the provisions of article 3, chapter 1, Revised Code of 1928.

Motion by Mr. Bowling, seconded by Mr. Wisener, that House Resolution No. 4 be adopted. Carried, and Mr. Speaker appointed members Wisener, Gray, Penny, Gillett, Sullivan and Reichard as such a committee.

Motion by Mr. Rosenbaum, seconded by Mr. Danenhauer, that the House stand adjourned until 10:00 a. m., Thursday, November 12, 1936. Carried, and at 2:20 p. m., the House so adjourned.

E. F. BOHLINGER,  
Speaker of the House.

ATTEST: LALLAH RUTH,  
Chief Clerk.

## THURSDAY, NOVEMBER 12

The House met at 10:00 a. m., in conformity with the rules, Mr. Speaker presiding.

Roll call showed the following members present:

Armstrong, Babbitt, Batchelder, Bowling, Chavez, Chisum, Danenhauer, Davis, Franklin, Gardner, Gillett, Gray, Heron, Hill, Imler, Kenworthy, Love, Mader, Marks, Morrow, Murray, O'Neill, Ornel, Palmer, Patterson, Penny, Petersen of Maricopa, Porter, Pratt, Rapp, Reichard, Richards, Rosenbaum, Sharpe, Shelton, Spaid, Steinel, Sullivan, Thompson, Webb, Williams, Wilson, Wisdom, Wisener, Mr. Speaker—45.

Absent: Curry, Isley, Petersen of Navajo—3.

Excused: Goodson, Riggs, Skinner—3.

Reverend Thomas C. Harris, Chaplain of the House, offered prayer.

By unanimous consent the reading of the Journal of Tuesday, November 10, 1936, was dispensed with and the Journal of Monday, November 9, 1936, was approved.

### REPORTS OF STANDING COMMITTEES

The Committee on Printing submitted the following report:

“November 12, 1936

Mr. Speaker:

Your Committee on Printing reports:

That it has ordered printed House Bills Nos. 9, 10, 11 and House Concurrent Resolution No. 2.

That it has received from the printer House Bills Nos. 6, 7, 8, 9, 10, 11 and House Concurrent Resolutions Nos. 1 and 2.

GUY CHISUM,  
Chairman.”

Placed on file.

Mr. Speaker announced that in the personnel of the Committee on Appropriations, Mr. Sullivan would take the place of Mr. Steinel, and that Mr. Curry would serve as an additional member; in the personnel of the Committee on Education, Mrs. Porter would take the place of Mr. Sullivan.

#### FIRST READING OF BILLS

The following bill was read the first time by number and title only.

HOUSE BILL NO. 12, by Mr. Wilson of Maricopa, An Act, relating to the board of regents of the University of Arizona and making an appropriation for the remodeling and repair of certain buildings and for establishing an experimental farm on the Yuma Mesa. Referred to the Committee on Printing.

On first reading of House Bill No. 12, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirements of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading House Bill No. 12, on first reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bill was read the first time by number and title only.

#### SECOND READING OF BILLS

The following bills were read the second time by number and title only:

HOUSE CONCURRENT RESOLUTION NO. 2, by Mr. Davis of Cochise, and Mr. Gardner of Pima, relating to reorganization of state land department. Referred to the Committees on Efficient Government and Public Lands.

HOUSE BILL NO. 9, by Messrs. Sharpe, Marks and Bowling of Cochise, Messrs. Rapp, Gardner and Wisdom of Pima, and Mr. Hill of Maricopa, old age assistance Act of 1936. Referred to the Committees on Ways and Means, Appropriations, Judiciary and Labor.

HOUSE BILL NO. 10, by Mr. Batchelder of Maricopa, exempting cosmetics and sporting goods from luxury tax. Referred to the Committees on Judiciary, Appropriations, and Ways and Means.

HOUSE BILL NO. 11, by Messrs. Marks and Gray of Cochise, and Messrs. Batchelder, Wilson and Isley of Maricopa, relating to basic sciences. Referred to the Committees on Judiciary and Public Health.

On second reading of House Concurrent Resolution No. 2, House Bills Nos. 9, 10 and 11, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading House Concurrent Resolution No. 2, House Bills Nos. 9, 10 and 11, on second reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bills were read the second time by number and title only.

## READING OF RESOLUTIONS

HOUSE RESOLUTION NO. 5, by Mr. Morrow of Mohave, was read in full as follows:

## HOUSE RESOLUTION NO. 5

WHEREAS, Hon. Edgar G. DuBois, a member of the House of Representatives of the Seventh Legislature, from Mohave county, passed away on October 29, 1935, at Walnut Creek, California; and

WHEREAS, Mr. BuBois, as a legislator, was a conscientious and untiring worker for his county and for the state, and as a citizen loyal, earnest, and progressive; therefore,

BE IT RESOLVED by the House of Representatives of the State of Arizona:

1. That in recognition of his valuable public services, and of the esteem in which he was held by his fellow-members, tribute is paid by this body to the memory of the departed.

2. That this resolution be inserted in the Journal of the House and an engrossed copy thereof transmitted to the family of the deceased.

Motion by Mr. Morrow, seconded by Mr. Wisener, that House Resolution No. 5 be adopted. Carried.

At 10:12 a. m., the Sergeant-at-Arms announced that members Isley and Curry had taken their seats.

Motion by Mr. O'Neill, seconded by Mr. Heron, that the House stand at recess until 2:00 p. m. Carried, and at 10:15 a. m., the House stood at recess.

## AFTERNOON SESSION

At 2:00 p. m., the House resumed session, Mr. Speaker presiding.

At 2:00 p. m., the Sergeant-at-Arms announced that members Riggs and Petersen of Navajo had taken their seats.

Without objection the House referred to the Order of Business, Reports of Standing Committees.

## REPORTS OF STANDING COMMITTEES

Standing committees submitted the following reports:

“November 12, 1936

Mr. Speaker:

Your Committee on County and County Affairs re-

ports that it has had under consideration House Bill No. 7, registration of school warrants, and respectfully recommends, that it do pass.

J. MELVIN GOODSON,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House, awaiting reports of the Committees on Education and Judiciary.

"November 12, 1936

Mr. Speaker:

Your Committee on Highways and Bridges reports that it has had under consideration House Concurrent Resolution No. 1, recommending fencing of certain highways, and respectfully returns same for the consideration of the House.

VERNON G. DAVIS,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House.

"November 12, 1936

Mr. Speaker:

Your Committee on Public Lands reports that it has had under consideration House Concurrent Resolution No. 2, relating to reorganization of state land department, and respectfully returns same for the consideration of the House.

WM. F. GILLETT,  
Vice-Chairman."

Placed on the House Calendar of the Committee of the Whole House, awaiting report of the Committee on Efficient Government.

"November 12, 1936

Mr. Speaker:

Your Committee on Appropriations reports that it has had under consideration House Bill No. 1, educational institutions validating act of 1936, and respectfully recommends, that it do pass.

J. C. WILSON,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House, awaiting reports of the Committees on Education and Efficient Government.

“November 12, 1936

Mr. Speaker:

Your Committee on Efficient Government reports that it has had under consideration House Concurrent Resolution No. 2, relating to reorganization of state land department, and respectfully returns same for the consideration of the House.

C. W. GARDNER,  
Chairman.”

Placed on the House Calendar of the Committee of the Whole House, to be considered with the report of the Committee on Public Lands.

“November 12, 1936

Mr. Speaker:

Your Committee on Rules reports for the consideration of the House, in the order named, the following bills:

House Concurrent Resolutions Nos. 1 and 2.

E. F. BOHLINGER,  
Chairman.”

Placed on the Calendar of the Committee of the Whole House.

Mr. Armstrong introduced Mr. R. K. Wood, member-elect of the House, who was accorded the privileges of the floor.

Motion by Mr. O'Neill, seconded by Mr. Heron, that the House resolve itself into a Committee of the Whole House for the consideration of the Bills on the Calendar. Carried, and at 2:10 p. m., the House resolved itself into a Committee of the Whole House, Mr. Williams in the chair.

At 2:17 p. m., the Committee of the Whole House rose and submitted the following report:

“Mr. Speaker:

Your Committee of the Whole House reports that it has had under consideration House Concurrent Resolutions Nos. 1 and 2, and respectfully recommends:

That House Concurrent Resolution No. 1 retain its place on the Calendar.

That House Concurrent Resolution No. 2 do pass.

L. S. WILLIAMS,  
Chairman.”

Without objection the report of the Committee of the Whole House was received.

Without objection House Concurrent Resolution No. 1 retained its place on the Calendar of the Committee of the Whole House.

Without objection House Concurrent Resolution No. 2, relating to reorganization of state land department, was referred to the Committee on Enrolling and Engrossing.

Without objection the House referred to the Order of Business, First Reading of Bills.

#### FIRST READING OF BILLS

The following bills were read the first time by number and title only:

HOUSE BILL NO. 13, by Messrs. Sharpe, Marks and Bowling of Cochise, Mr. Hill of Maricopa, and Messrs. Rapp, Gardner and Wisdom of Pima, An Act, relating to assistance to dependent children, and declaring an emergency. Referred to the Committee on Printing.

HOUSE BILL NO. 14, by Messrs. Sharpe, Marks and Bowling of Cochise, Mr. Hill of Maricopa, and Messrs. Rapp, Gardner and Wisdom of Pima, An Act, relating to assistance to needy blind, and declaring an emergency. Referred to the Committee on Printing.

On first reading of House Bills Nos. 13 and 14, motion by Mr. Pratt, seconded by Mr. Wisdom, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading House Bills Nos. 13 and 14, on first reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bills were read the first time by number and title only.

Motion by Mr. Rosenbaum, seconded by Mr. Petersen of Maricopa, that the House stand adjourned until 10:00 a. m., Friday, November 13 1936. Carried, and at 2:30 p. m., the House so adjourned.

E. F. BOHLINGER,  
Speaker of the House.

ATTEST: LALLAH RUTH,  
Chief Clerk.

## FRIDAY, NOVEMBER 13

The House met at 10:00 a. m., in conformity with the rules, Mr. Speaker presiding.

Roll call showed the following members present:

Babbitt, Batchelder, Bowling, Chavez, Chisum, Curry, Danenhauer, Davis, Franklin, Gardner, Gillett, Gray, Heron, Hill, Imler, Isley, Kenworthy, Love, Mader, Marks, Morrow, Murray, O'Neill, Orthel, Palmer, Patterson, Penny, Petersen, Petersen, Porter, Pratt, Rapp, Reichard, Richards, Riggs, Rosenbaum, Sharpe, Shelton, Spaid, Steinel, Sullivan, Thompson, Webb, Williams, Wilson, Wisdom, Wisener, Mr. Speaker—48.

Absent: Armstrong.

Excused: Goodson, Skinner—2.

Reverend Thomas C. Harris, Chaplain of the House, offered prayer.

By unanimous consent the reading of the Journal of Thursday, November 12, 1936, was dispensed with and the Journal of Tuesday, November 10, 1936, was approved.

### REPORTS OF STANDING COMMITTEES

Standing Committees submitted the following reports:

“November 13, 1936

Mr. Speaker:

Your Committee on Printing reports:

That it has ordered printed House Bills Nos. 12, 13 and 14.

That it has received from the printer House Bills Nos. 12, 13 and 14.

GUY CHISUM,  
Charman.”

Placed on file.

“November 13, 1936

Mr. Speaker:

Your Committee on Enrolling and Engrossing reports that it has engrossed the following:

House Concurrent Resolution No. 2, relating to re-organization of state land department.

W. G. ROSENBAUM,  
Chairman ”

House Concurrent Resolution No. 2 was placed under the Order of Business, Third Reading of Bills, for today.

“November 13, 1936

Mr. Speaker:

Your Committee on Ways and Means reports that it has had under consideration House Bill No. 10, exempting cosmetics and sporting goods from luxury tax, and respectfully recommends that it be amended as follows:

After the enacting clause, insert the following:

‘Section 1. Sec. 1, Article 1, Chapter 78, session laws of 1935 regular session is amended to read:

‘Section 1. Definitions. For the purposes of this act, and unless otherwise required by the context:

‘(a) The term “malt extract, derivatives or combinations thereof” shall mean and include all extracts, derivatives and combinations commonly called malt or malt extract, and shall include all combinations or extracts that are derivatives of sprouted barley or malt extract or products prepared in whole or in part from barley or products of barley, which may be used in the preparation or manufacture of any beverage.

‘(b) The term “spirituous liquor” shall mean any liquid containing more than one-half of one per cent alcohol by volume which is produced by the distillation of any fermented substances and which is used or which is prepared for use as a beverage.

‘(c) The term “vinous liquor” shall mean any liquid containing more than one-half of one per cent alcohol by volume made by the process of fermentation of grapes, berries, fruits, vegetables or other substances, but not including those liquids in which hops or grains are used in the process of fermentation and not including liquids made by the process of distillation of such substances.

‘(d) The term “malt liquor” shall mean any liquid containing more than one-half of one per cent of alcohol by volume which is made by the process of fermentation and not distillation of hops or grains, but not including liquids made by the process of distillation of such substances.

‘(e) The terms “spirituous liquor”, “vinous liquor” and “malt liquor” shall not be deemed to include medicines unsuitable for beverage purposes or beverages sold under the prescription of a physician.

‘(f) The term “cigarette” shall mean all rolls of tobacco or any substitute therefor wrapped in paper or any substance other than tobacco.

'(g) The term "cigars" shall mean all rolls of tobacco or any substitute therefor wrapped with tobacco.

'(h) The term "retailer" shall mean any person who comes into possession of the luxuries subject to the taxes imposed by this act for the purpose of selling such luxuries for consumption and not for resale.

'(i) The term "consumer" shall mean a person who comes into possession of any of the luxuries subject to the tax imposed by this act for the purpose of using, giving away or disposing of such luxuries in any way other than by sale, barter, or exchange.

'(j) The terms "the commission" or "the Tax commission" shall mean the state tax commission.

'(k) The term "person" shall mean any individual firm, co-partnership, joint adventure, association, corporation, municipal corporation, estate, trust, club, society, or any other group or combination acting as a unit, and the plural as well as the singular number, unless the intention to give a more limited meaning is disclosed in the context.

'(l) The term "wholesaler" shall mean a person who sells any luxury taxed under the provisions of this act to retail dealers or for the purposes of resale only.

'(m) The term "luxury" shall mean any article or any object or any device upon which a tax is imposed under the provisions of this act. (L. '35, c. 78, art. 1, Sec. 1.)'

And as so amended, it do pass.

JAMES E. BABBITT,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House, awaiting reports of the Committees on Judiciary and Appropriations.

At 10:10 a m., the Sergeant-at-Arms announced that Mr. Armstrong had taken his seat.

Mr. G. L. Christian, former member of the House, was accorded the privileges of the floor.

#### FIRST READING OF BILLS

The following bill was read the first time by number and title only:

HOUSE BILL NO. 15, by Messrs. Goodson and Thompson of Maricopa, An Act, relating to agricultural improvement districts, amending sections 3467, 3469, 3470, 3473, 3475, 3476, 3478, 3480, 3491, 3492, 3498, 3499, 3501, 3503, and 3510 of the revised code of 1928; by enlarging the purposes for which agricultural improvement districts

may be organized, and for which they may issue bonds; amending the procedure by which such organization is to be accomplished, and defining the powers of such districts and their officers and directors; fixing the qualifications of electors, and providing for voting on an acreage basis; amending the provisions as to the term, rate and maturity of bonds; authorizing the appointment of officers and defining their duties and powers and fixing their compensation; redefining the status of such districts as public political taxing subdivisions and municipal corporations of the state; and declaring an emergency. Referred to the Committee on Printing.

On first reading of House Bill No. 12, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading House Bill No. 15, on first reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bill was read the first time by number and title only.

### SECOND READING OF BILLS

The following bills were read the second time by number and title only:

HOUSE BILL NO. 12, by Mr. Wilson of Maricopa, making appropriation to University of Arizona for buildings and establishment of experimental farm. Referred to the Committees on Appropriations, Agriculture and Irrigation, and Judiciary.

HOUSE BILL NO. 13, by Messrs. Sharpe, Marks and Bowling of Cochise, Mr. Hill of Maricopa, and Messrs. Rapp, Gardner and Wisdom of Pima, assistance to dependent children act of 1936. Referred to the Committees on Appropriations, County and County Affairs, Child Welfare and Judiciary.

HOUSE BILL NO. 14, by Messrs. Sharpe, Marks and Bowling of Cochise, Mr. Hill of Maricopa, and Messrs. Rapp, Gardner and Wisdom of Pima, assistance to needy blind act of 1936. Referred to the Committees on Appropriations, County and County Affairs, Public Health and Judiciary.

On second reading of House Bills Nos. 12 13 and 14, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading House Bills Nos. 12, 13 and 14, on second reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bills were read the second time by number and title only.

### READING OF RESOLUTIONS

HOUSE RESOLUTION NO. 6, by Mr. Marks of Cochise, Mr. Danenhauer of Greenlee and Mr. Williams of Coconino, was read in full as follows:

#### HOUSE RESOLUTION NO. 6

WHEREAS, on March 14, 1936, Hon. Michael J.

Hannon of Greenlee county, five times a member of the Arizona House of Representatives and twice the speaker thereof, heard the Presiding Officer of all declare the adjournment, sine die, of all his earthly deliberations and activities; and

WHEREAS, "Mike" Hannon, as he was familiarly known to thousands of Arizona friends, was an outstanding character. Self-reliant, far-sighted, ready to act, outspoken, he played a significant part in Arizona's development; and

WHEREAS, his activities as mining man, farmer, and legislator made him a familiar figure in Cochise, Greenlee, and Yuma counties, in each of which he resided at one time or another, and in the state capitol, the scene of his fame as the only legislator twice chosen to preside over the House of Representatives, while in all Arizona he was held in rare esteem for a frank, rugged honesty and fearless bearing with which his name was synonymous; therefore

BE IT RESOLVED by the House of Representatives of the State of Arizona:

1. That in the passing of "Mike" Hannon an irreparable loss has been sustained—a loss which the members of this body join the citizens of all Arizona in mourning.

2. That our heartfelt sympathy is extended to the relatives of the deceased.

Motion by Mr. Marks, seconded by Mr. Sharpe, that House Resolution No. 6 be adopted. Carried unanimously by rising vote.

### THIRD READING OF BILLS

HOUSE CONCURRENT RESOLUTION NO. 2, relating to reorganization of state land department, was read the third time in full and passed the House by the following vote:

Ayes: Armstrong, Babbitt, Batchelder, Bowling, Chavez, Chisum, Curry, Danenhauer, Davis, Franklin, Gardner, Gillett, Gray, Heron, Hill, Imler, Isley, Kenworthy, Love, Mader, Marks, Morrow, Murray, O'Neill, Orthel, Palmer, Patterson, Penny, Petersen, Petersen, Porter, Pratt, Rapp, Reichard, Richards, Riggs, Rosenbaum, Sharpe, Shelton, Spaid, Steinel, Sullivan, Thompson, Webb, Williams, Wilson, Wisdom, Wisener, Mr. Speaker—49.

Excused: Goodson, Skinner—2.

Signed in open session by the Speaker, and the clerk was instructed to record the action of the House on the bill and convey it to the Senate.

Motion by Mr. Rosenbaum, seconded by Mr. Batchelder, that the House stand at recess until 2:00 p. m. Carried, and at 10:30 a. m., the House stood at recess.

## AFTERNOON SESSION

At 2:00 p. m., the House resumed session, Mr. Speaker presiding.

Without objection the House referred to the Order of Business, Reports of Standing Committees.

## REPORTS OF STANDING COMMITTEES

The Committee on Education submitted the following reports:

“November 13, 1936.

Mr. Speaker:

Your Committee on Education reports that it has had under consideration House Bill No. 1, educational institutions validating act of 1936, and respectfully recommends, that it do pass.

M. E. CURRY,  
Chairman.”

Placed on the House Calendar of the Committee of the Whole House, awaiting report of the Committee on Efficient Government.

“November 13, 1936.

Mr. Speaker:

Your Committee on Education reports that it has had under consideration House Bill No. 7, registration of school warrants, and respectfully recommends that it be amended as follows:

In line 31, subsection B, after the word ‘year’, insert: ‘Providing that such indebtedness shall not exceed, 15% of the total apportionment of the individual school district’.

And, as so amended, it do pass.

M. E. CURRY,  
Chairman.”

Placed on the House Calendar of the Committee of the Whole House, awaiting report of the Committee on Judiciary.

## READING OF RESOLUTIONS

HOUSE RESOLUTION NO. 7, by Messrs. Riggs and Isley of Maricopa, was read in full as follows:

## HOUSE RESOLUTION NO. 7

WHEREAS, another pioneer, who left his imprint upon the structure that is Arizona, has crossed the borderline. The soul of John Pinkney Orme departed for the great beyond on November 12, 1936; and

WHEREAS, John Pinkney Orme contributed much to the up-building of Arizona, industrially and politically. As farmer, developer, and president of the Salt River Valley Water Users' Association he was a valued citizen and conspicuous figure; as member of the body which drafted the constitution under which Arizona entered the Union of states, and of the House of Representatives of the Sixth, Seventh and Eighth Legislatures, he was known as a clear thinker and earnest, careful law-maker; therefore

BE IT RESOLVED by the House of Representatives of the State of Arizona:

1. That this body mourns the loss of this valiant, constructive pioneer and respected former co-worker.
2. That our sympathy is extended to the relatives of the deceased.

Motion by Mr. Isley, seconded by Mr. Riggs, that House Resolution No. 7 be adopted. Carried.

Motion by Mr. Rosenbaum, seconded by Mr. Richards, that the House stand adjourned until 10:00 a. m., Saturday, November 14, 1936. Carried, and at 2:33 p. m., the House so adjourned.

E. F. BOHLINGER,  
Speaker of the House.

ATTEST: LALLAH RUTH,  
Chief Clerk.

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## SATURDAY, NOVEMBER 14

The House met at 10:00 a. m., in conformity with the rules, Mr. Speaker presiding.

Roll call showed the following members present:

Armstrong, Babbitt, Batchelder, Bowling, Chavez, Chisum, Curry, Danenhauer, Davis, Franklin, Gardner, Gillett, Gray, Heron, Hill, Imler, Isley, Kenworthy, Mader, Marks, Morrow, Murray, O'Neill, Palmer, Patterson, Penny, Petersen, Petersen, Porter, Pratt, Rapp, Reichard, Richards, Riggs, Rosenbaum, Sharpe, Shelton, Spaid, Steinel Sullivan, Thompson, Webb, Wilson, Wisdom, Wisener, Mr. Speaker—46.

Absent: Love—1.

Excused: Goodson, Orthel, Skinner, Williams—4.

Reverend W. H. Hedges offered prayer.

By unanimous consent the reading of the Journal of Friday,

November 13, 1936, was dispensed with and the Journal of Thursday, November 12, 1936, was approved.

At 10:05 a. m., the Sergeant-at-Arms announced that Mr. Love had taken his seat.

#### REPORTS OF STANDING COMMITTEES

Standing committees submitted the following reports:

“November 14, 1936.

Mr. Speaker:

Your Committee on Printing reports that it has ordered printed House Bill No. 15.

GUY CHISUM,  
Chairman.”

Placed on file.

“November 14, 1936.

Mr. Speaker:

Your Committee on Labor reports that it has had under consideration House Bill No. 3, relating to old age pensions, and respectfully returns same for the consideration of the House.

M. A. GRAY,  
Chairman.”

Placed on the House Calendar of the Committee of the Whole House, awaiting reports of the Committees on Appropriations, Judiciary, and Ways and Means.

“November 14, 1936.

Mr. Speaker:

Your Committee on Judiciary reports that it has had under consideration House Bill No. 7, registration of school warrants, and respectfully recommends that it be amended as follows:

In line 8, page 1, of the printed bill, strike the following: ‘and the necessary expenses’.

In line 12, page 2 of the printed bill, strike out ‘Section 2’.

On page 2 of the printed bill, in line 17, commencing with and including the word ‘together’, strike out the following: ‘together with all penalties and interest collected on such taxes.’

On page 2, line 25 of the printed bill, strike the period after the word ‘registration’, and insert a comma,

and add the following: 'provided that all penalties and interest collected on such taxes shall revert to the county general fund.'

On line 28, of page 2 of printed bill, after the word 'fund' insert the following: 'for each individual school district'.

In line 31, after the comma following the word 'year', insert the following: 'provided, however that at no time shall the funds set aside exceed 15% of the total apportionment for the individual district'.

In line 35, page 2 of printed bill, strike the number '3' and insert in lieu thereof the number '2'.

In the last line of the title, strike the period after the numbers '1936', and add the following: 'and declaring an emergency'.

And, as so amended, is constitutional and in proper form.

JOHN H. RAPP,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House, to be considered with the reports of the Committees on County and County Affairs, and Education.

"November 14, 1936.

Mr. Speaker:

Your Committee on Rules reports for the consideration of the House, in the order named, the following bills:

House Concurrent Resolution No. 1 and House Bill No. 7.

B. J. O'NEILL,  
Vice-Chairman."

Placed on the Calendar of the Committee of the Whole House.

#### SECOND READING OF BILLS

The following bill was read the second time by number and title only:

HOUSE BILL NO. 15, by Messrs. Goodson and Thompson of Maricopa, relating to bonds of agricultural improvement districts. Referred to the Committees on Agriculture and Irrigation, and Judiciary.

On second reading of House Bill No. 15, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the con-

stitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading House Bill No. 15, on second reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bill was read the second time by number and title only.

Motion by Mr. Rosenbaum, seconded by Mr. Batchelder, that the House resolve itself into a Committee of the Whole House for the consideration of the bills on the Calendar. Carried, and at 10:08 a. m., the House resolved itself into a Committee of the Whole House, Mr. Penny in the chair.

At 11:07 a. m., the Committee of the Whole House rose and submitted the following report:

“Mr. Speaker:

Your Committee of the Whole House reports that it has had under consideration House Concurrent Resolution No. 1 and House Bill No. 7, and respectfully recommends:

That House Concurrent Resolution No. 1 be amended as follows: On page 1 line 17, after the word ‘correction’, insert ‘and whereas an highway 66 between Winslow and Canyon Diablo and on highway 80 between Benson and Douglas the same dangerous conditions exist’; on page 2, lines 1 and 2, strike ‘state highway 89’ and insert in lieu thereof ‘those portions of highways hereinbefore referred to’; on page 2, lines 2 and 3, strike ‘from the city of Tucson to the city of Nogales’; on page 2, line 5, after the word ‘protected’ insert new paragraph ‘That it is also the sense of this body that native Arizona timber posts shall be used in the construction of this project’; in the title strike ‘Highway 89’ and insert ‘Highways 89, 66 and 80’, and as so amended, it do pass;

That House Bill No. 7, as amended by the Committee on Judiciary, do pass.

D. M. PENNY,  
Chairman.”

Without objection the report of the Committee of the Whole House was received.

Without objection House Concurrent Resolution No. 1, recommending fencing of certain highways, as amended by the Committee of the Whole House, was referred to the Committee on Enrolling and Engrossing.

Without objection House Bill No. 7, registration of school warrants, as amended by the Committee on Judiciary, was referred to the Committee on Enrolling and Engrossing.

Motion by Mr. Gardner, seconded by Mr. Webb, that the House stand adjourned until 10:00 a. m., Monday, November 16, 1936, to enable the members to attend the dedication of the new Federal

Post Office at 1:30 p. m. Carried, and at 11:12 a. m., the House so adjourned.

E. F. BOHLINGER,  
Speaker of the House.

ATTEST: LALLAH RUTH,  
Chief Clerk.

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## MONDAY, NOVEMBER 16

The House met at 10:00 a. m., in conformity with the rules, Mr. Speaker presiding.

Roll call showed the following members present:

Armstrong, Babbitt, Batchelder, Bowling, Chavez, Chisum, Curry, Danenhauer, Davis, Franklin, Gardner, Gillett, Goodson, Gray, Hill, Imler, Isley, Kenworthy, Mader, Morrow, Murray, O'Neill, Orthel, Palmer, Patterson, Penny, Petersen, Petersen, Porter, Pratt, Rapp, Reichard, Richards, Rosenbaum, Sharpe, Shelton, Skinner, Spaid, Steinel, Sullivan, Thompson, Webb, Wilson, Wisdom, Wisener, Mr. Speaker—46.

Absent: Love—1.

Excused: Heron, Marks, Riggs, Williams—4.

Doctor Golder Lawrence offered prayer.

By unanimous consent the reading of the Journal of Saturday, November 14, 1936, was dispensed with and the Journal of Friday, November 13, 1936, was approved.

At 10:04 a. m., the Sergeant-at-Arms announced that members Love and Heron had taken their seats.

### REPORTS OF STANDING COMMITTEES

Standing committees submitted the following reports:

"November 16, 1936.

Mr. Speaker:

Your Committee on Enrolling and Engrossing reports that it has engrossed the following:

House Concurrent Resolution No. 1, recommending fencing of certain highways.

House Bill No. 7, registration of school warrants.

W. G. ROSENBAUM,  
Chairman."

House Concurrent Resolution No. 1 and House Bill No. 7 were placed under the Order of Business, Third Reading of Bills, for today.

“November 16, 1936.

Mr. Speaker:

Your Committee on Efficient Government reports that it has had under consideration House Bill No. 1, educational institutions validating act of 1936, and respectfully returns same for the consideration of the House.

C. W. GARDNER,  
Chairman.”

Placed on the House Calendar of the Committee of the Whole House, to be considered with the reports of the Committees on Education, Appropriations and Judiciary.

“November 16, 1936.

Mr. Speaker:

Your Committee on Efficient Government reports that it has had under consideration House Bill No. 4, relating to fair trades act, and respectfully returns same for the consideration of the House.

C. W. GARDNER,  
Chairman.”

Placed on the House Calendar of the Committee of the Whole House, awaiting report of the Committee on Judiciary.

“November 16, 1936.

Mr. Speaker:

Your Committee on Judiciary reports that it has had under consideration House Bill No. 10, exempting cosmetics and sporting goods from luxury tax, and respectfully recommends that if the bill is amended as recommended by the Committee on Ways and Means, it will be constitutional and in proper form.

JOHN H. RAPP,  
Chairman.”

Placed on the House Calendar of the Committee of the Whole House, awaiting report of the Committee on Appropriations.

“November 16, 1936.

Mr. Speaker:

Your Committee on Appropriations reports that it has had under consideration House Bill No. 10, exempting

cosmetics and sporting goods from luxury tax, and respectfully recommends, that it do pass.

J. C. WILSON,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House, to be considered with the reports of the Committees on Judiciary, and Ways and Means.

"November 16, 1936.

Mr. Speaker:

Your Committee on Public Health reports that it has had under consideration House Bill No. 11, relating to basic sciences, and respectfully recommends, that it do pass.

G. A. BATCHELDER,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House, awaiting report of the Committee on Judiciary.

"November 16, 1936.

Mr. Speaker:

Your Committee on Rules reports for the consideration of the House, in the order named, the following bills:

House Bills Nos. 1 and 10.

B. J. O'NEILL,  
Vice-Chairman."

Placed on the Calendar of the Committee of the Whole House.

#### BUSINESS ON THE SPEAKER'S DESK

A communication from Mr. Riggs was read in full as follows:

"November 14, 1936.

Mrs. Lallah Ruth,  
Chief Clerk,  
House of Representatives,  
Phoenix, Arizona.

Dear Mrs. Ruth:

Inasmuch as I will be excused from the session on Monday, the 16th, I desire to cast my vote in favor of House Bill No. 7. Please record me as voting 'aye' on same.

Sincerely,

(Signed) L. ALTON RIGGS."

Placed on file, objection was raised and the vote was ordered not recorded.

#### BILLS AND OTHER BUSINESS FROM THE SENATE

A message from the Senate by W. J. Graham, its secretary, announcing the following Senate action:

“Senate Bill No. 4, making a deficiency appropriation for the state water commissioner, passed by a vote of 17 ayes, 2 not voting.”

Placed under the Order of Business, First Reading of Bills, for today.

#### FIRST READING OF BILLS

The following bill was read the first time by number and title only:

SENATE BILL NO. 4, An Act, making a deficiency appropriation for the state water commissioner. Placed under the Order of Business, Second Reading of Bills, for tomorrow.

On first reading of Senate Bill No. 4, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading Senate Bill No. 4 on first reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bill was read the first time by number and title only.

#### THIRD READING OF BILLS

HOUSE CONCURRENT RESOLUTION NO. 1, recommending fencing of certain highways, was read the third time in full and passed the House by the following vote:

Ayes: Armstrong, Babbitt, Batchelder, Bowling, Chavez, Chisum, Curry, Danenhauer, Davis, Franklin, Gardner, Goodson, Gray, Heron, Hill, Isley, Kenworthy, Love, Mader, Morrow, Murray, O'Neill, Orthel, Palmer, Patterson, Penny, Petersen of Navajo, Porter, Pratt, Rapp, Reichard, Richards, Rosenbaum, Sharpe, Shelton, Skinner, Spaid, Steinel, Sullivan, Thompson, Webb, Wilson, Wisdom, Mr. Speaker—44.

Nays: Gillett, Petersen of Maricopa, Wisener—3.

Absent: Imler, Marks—2.

Excused: Riggs, Williams—2.

Signed in open session by the Speaker, and the clerk was instructed to record the action of the House on the bill and convey it to the Senate.

HOUSE BILL NO. 7, entitled, An Act, to amend section 1026, Revised Code of Arizona for 1928 entitled “purposes for which school money may be used”, so as to provide that all warrants registered

after January 1, 1936, drawn against the school fund of the district shall be entitled to preference of payment according to priority of registration, and making provision for payment of warrants registered prior to January 1, 1936, and declaring an emergency, was read the third time in full and passed the House by the following vote:

Ayes: Armstrong, Babbitt, Batchelder, Bowling, Chavez, Chisum, Curry, Danenhauer, Davis, Franklin, Gardner, Gillett, Goodson, Gray, Heron, Hill, Imler, Isley, Kenworthy, Love, Mader, Morrow, Murray, O'Neill, Orthel, Palmer, Patterson, Penny, Peterson, Petersen, Porter, Pratt, Rapp, Reichard, Richards, Rosenbaum, Sharpe, Shelton, Skinner, Spaid, Steinel, Sullivan, Thompson, Webb, Wilson, Wisdom, Wisener, Mr. Speaker—48.

Absent: Marks—1.

Excused: Riggs, Williams—2.

Signed in open session by the Speaker, and the clerk was instructed to record the action of the House on the bill and convey it to the Senate.

Motion by Mr. Rosenbaum, seconded by Mr. Wilson, that the House resolve itself into a Committee of the Whole House for the consideration of the bills on the Calendar. Carried, and at 10:22 a. m., the House resolved itself into a Committee of the Whole House. Mr. Sharpe in the chair.

At 10:55 a. m., the Committee of the Whole House rose and submitted the following report:

"Mr. Speaker:

Your Committee of the Whole House reports that it has had under consideration House Bills Nos. 1 and 10, and respectfully recommends:

That House Bill No. 1 do pass.

That House Bill No. 10 retain its place on the Calendar.

FRANK W. SHARPE, JR.,  
Chairman."

Without objection the report of the Committee of the Whole House was received.

Without objection House Bill No. 1, educational institutions validating act of 1936, was referred to the Committee on Enrolling and Engrossing.

Without objection House Bill No. 10 retained its place on the Calendar of the Committee of the Whole House.

Messrs. Hugh E. Laird, Wirt G. Bowman and Jake Hamblin, former members of the House, were accorded the privileges of the floor.

Mr. Chisum introduced Mr. C. W. Menderson, member-elect of the House, who was accorded the privileges of the floor.

Motion by Mr. Rosenbaum, seconded by Mr. Richards, that the House stand at recess until 2:00 p. m. Carried, and at 11:00 a. m., the House stood at recess.

#### AFTERNOON SESSION

At 2:00 p. m. the House resumed session Mr. Speaker presiding.

At 2:00 p. m., the Sergeant-at-Arms announced that Mr. Riggs had taken his seat.

Without objection the House referred to the Order of Business, Reports of Standing Committees,

#### REPORTS OF STANDING COMMITTEES

Standing committees submitted the following reports:

“November 16, 1936.

Mr. Speaker:

Your Committee on Printing reports that it has received from the printer House Bill No. 15.

GUY CHISUM,  
Chairman.”

Placed on file.

“November 16, 1936.

Mr. Speaker:

Your Committee on Enrolling and Engrossing reports that it has engrossed the following:

House Bill No. 1, educational institutions validating act of 1936.

W. G. ROSENBAUM,  
Chairman.”

House Bill No. 1 was placed under the Order of Business, Third Reading of Bills, for today.

“November 16, 1936.

Mr. Speaker:

Your Committee on Judiciary reports that it has had under consideration House Bill No. 12, making appropriation to University of Arizona for buildings and establishment of experimental farm, and respectfully recommends, that in the opinion of your committee the bill is constitutional and in proper form.

JOHN H. RAPP,  
Chairman.”

Placed on the House Calendar of the Committee of the Whole House, awaiting reports of the Committees on Appropriations, and Agriculture and Irrigation.

#### BILLS AND OTHER BUSINESS FROM THE SENATE

Messages from the Senate, by W. J. Graham, its secretary, announcing the following Senate action:

“Senate Joint Resolution No. 1, approving establishment of the Big Lake game preserve within the Apache National Forest, passed by a vote of 14 ayes, 1 nay, 4 not voting.”

Placed under the Order of Business, First Reading of Bills, for today.

“Senate Bill No. 1, relating to salaries of state officers, passed by a vote of 13 ayes, 2 nays, 4 not voting.”

Placed under the Order of Business, First Reading of Bills, for today.

#### FIRST READING OF BILLS

The following bills were read the first time by number and title only:

SENATE JOINT RESOLUTION NO. 1, consenting to and approving establishment of the Big Lake game reservation, within the Apache National Forest. Placed under the Order of Business, Second Reading of Bills, for tomorrow.

SENATE BILL NO. 1, An Act, relating to salaries of state officers, and amending Section 2791, Revised Code of 1928, as amended. Placed under the Order of Business, Second Reading of Bills, for tomorrow.

SUBSTITUTE HOUSE BILL NO. 6, by Messrs. Sharpe and Marks of Cochise, Mr. Rapp of Pima and Messrs. Isley, Wilson and Sullivan of Maricopa, An Act, providing for unemployment compensation; defining terms; providing for the payment of benefits to unemployed individuals, the amount and duration of such benefits, the condition for the payment thereof and the eligibility of unemployed individuals to receive such benefits; establishing a procedure for the determination and payment of benefit claims and for review of such determination; providing for contributions to be paid by employers to be used for the payment of benefits; providing a system of merit rating in reduction of or in lieu of contributions; defining employers subject to the act and providing for the election by other employers to become subject to the act; establishing an unemployment compensation fund and other funds for the purpose of payment of benefits and the administration of the act; establishing a commission to administer the act and defining its power and duties; providing for an employment service division of the Board of Directors of State Institutions; accepting the provision of the Wagner-Peyser Act; providing procedure for the collection of contributions; providing penalties for the violation of the provisions of the act; providing for the

suspension of the act upon the happening of certain events and the refunding of contributions; and declaring an emergency.

Motion by Mr. Babbitt, seconded by Mr. Reichard, that the rules be suspended, an emergency declared, and that Substitute House Bill No. 6 be placed under the Order of Business, Second Reading of Bills, for today. Carried by a two-thirds vote.

On first reading of Senate Joint Resolution No. 1, Senate Bill No. 1 and Substitute House Bill No. 6, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading Senate Joint Resolution No. 1, Senate Bill No. 1 and Substitute House Bill No. 6, on first reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bills were read the first time by number and title only.

### SECOND READING OF BILLS

The following bill was read the second time by number and title only:

**SUBSTITUTE HOUSE BILL NO. 6**, by Messrs Sharpe and Marks of Cochise, Mr. Rapp of Pima and Messrs. Isley, Wilson and Sullivan of Maricopa, unemployment compensation law. Referred to the Committees on Ways and Means, Judiciary, Labor and Appropriations.

On second reading of Substitute House Bill No. 6, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading Substitute House Bill No. 6, on second reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bill was read the second time by number and title only.

### THIRD READING OF BILLS

**HOUSE BILL NO. 1**, entitled, An Act, validating and confirming bonds issued by educational institutions for public works projects, was read the third time in full and passed the House by the following vote:

Ayes: Babbitt, Batchelder, Bowling, Chavez, Chisum, Curry, Danenhauer, Davis, Franklin, Gardner, Goodson, Gray, Heron, Hill, Isley, Love, Mader, Morrow, Murray, O'Neill, Orthel, Palmer, Patterson, Penny, Petersen, Petersen, Pratt, Rapp, Reichard, Richards, Riggs, Rosenbaum, Sharpe, Spaid, Sullivan, Thompson, Webb, Wilson, Wisdom, Wisener, Mr. Speaker—41.

Nays: Gillett, Porter, Shelton, Skinner, Steinel—5.

Absent: Armstrong, Imler, Kenworthy, Marks—4.

Excused: Williams—1.

Signed in open session by the Speaker, and the clerk was instructed to record the action of the House on the bill and convey it to the Senate.

Motion by Mr. Rosenbaum, seconded by Mr. Batchelder, that the House resolve itself into a Committee of the Whole House for the consideration of the bills on the Calendar. Carried, and at 2:15 p. m., the House resolved itself into a Committee of the Whole House, Mr. Sharpe in the chair.

At 2:35 p. m., the Committee of the Whole House rose and submitted the following report:

“Mr. Speaker:

Your Committee of the Whole House reports that it has had under consideration House Bill No. 10, and respectfully recommends:

That House Bill No. 10 be amended as follows:

After section 1, before the emergency clause, insert the following: ‘Section 2. Sec. 3, article 2, chapter 78, Session Laws of 1935 regular session, is amended to read:

‘Section 3. Redemption of stamps; exports; interstate sales. The state tax commissioner shall redeem any unused stamps that any retailer or wholesaler presents for redemption, and pay for the same out of funds collected under the provisions of this article. The tax hereby imposed by this article upon any article or substances shall be refunded when the amount of said tax has been paid thereon and when proof is made to the state tax commission that such articles or substances were exported from the state or that the stamps have been affixed to articles or substances upon which under the law stamps are not required. The manner of making such proof shall be in accordance with the regulations which may be adopted by the state tax commission. The tax imposed by this article shall not be imposed upon any article or substance sold in interstate commerce which the State of Arizona is prohibited from taxing under the constitution of the United States of America.’

Amend title to conform.

Section 1, paragraph 1 (a), line 16, after the word ‘cents’ strike the period, insert a comma and strike the balance of said line. Strike all of lines 17, 18 and 19, and on page 2, lines 1, 2 and 3 and insert the following:

‘except such malt that is used in manufacture of bread, and except such dextrines of malt used for the feeding of infants and invalids. The license tax hereby imposed upon malt extracts or derivatives or combinations thereof shall be refunded when the amount of said tax has been paid thereon, and when proof is made to the state tax commission that such malt extract, derivative or combination thereof has been used for other than the preparation of a beverage.’

Section 1, page 2, line 36, after the word 'at' strike the word 'not'.

And, as so amended, and as amended by the Committee on Ways and Means, it do pass.

FRANK W. SHARPE, JR.,  
Chairman."

Without objection the report of the Committee of the Whole House was received.

Without objection House Bill No. 10, exempting cosmetics and sporting goods from luxury tax, as amended by the Committee on Ways and Means, and by the Committee of the Whole House, was referred to the Committee on Enrolling and Engrossing.

Motion by Mr. Rosenbaum, seconded by Mr. Batchelder, that the House stand adjourned until 10:00 a. m., Tuesday, November 17, 1936. Carried, and at 2:38 p. m., the House so adjourned

E. F. BOHLINGER,  
Speaker of the House.

ATTEST: LALLAH RUTH,  
Chief Clerk.

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## TUESDAY, NOVEMBER 17

The House met at 10:00 a. m., in conformity with the rules, Mr. Speaker presiding.

Roll call showed the following members present:

Babbitt, Batchelder, Bowling, Chavez, Chisum, Danenhauer, Davis, Franklin, Gardner, Gillett, Goodson, Gray, Heron, Hill, Imler, Isley, Kenworthy, Love, Mader, Marks, Morrow, Murray, O'Neill, Palmer, Penny, Petersen, Petersen, Porter, Pratt, Rapp, Reichard, Richards, Riggs, Rosenbaum, Sharpe, Shelton, Skinner, Spaid, Steinel, Sullivan, Thompson, Webb, Wilson, Wisdom, Wisener, Mr. Speaker—46.

Absent: Armstrong, Curry, Orthel, Patterson—4.

Excused: Williams—1.

Reverend Thomas C. Harris, Chaplain of the House offered prayer.

By unanimous consent the reading of the Journal of Monday, November 16, 1936, was dispensed with and the Journal of Saturday, November 14, 1936, was approved.

At 10:05 a. m., the Sergeant-at-Arms announced that members Curry, Orthel and Patterson had taken their seats.

## REPORTS OF STANDING COMMITTEES

The Committee on Enrolling and Engrossing submitted the following report:

“November 17, 1936

Mr. Speaker:

Your Committee on Enrolling and Engrossing reports that it has engrossed the following:

HOUSE BILL NO. 10, exempting cosmetics and sporting goods from luxury tax.

W. G. ROSENBAUM,  
Chairman.”

House Bill No. 10 was placed under the Order of Business, Third Reading of Bills, for today.

## BUSINESS ON THE SPEAKER'S DESK

A communication from the family of the late John P. Orme, expressing appreciation for the messages of condolence sent by the members of the House, was read. Placed on file.

Mr. Palmer introduced Mr. W. W. Mitchel, member-elect of the House, who was accorded the privileges of the floor.

## SECOND READING OF BILLS

The following bills were read the second time by number and title only:

SENATE JOINT RESOLUTION NO. 1, approving establishment of the Big Lake game preserve within the Apache National Forest. Referred to the Committee on Fish and Game.

SENATE BILL NO. 1, relating to salaries of state officers. Referred to the Committee on Appropriations.

SENATE BILL NO. 4, making a deficiency appropriation for the state water commissioner. Referred to the Committee on Appropriations.

On second reading of Senate Joint Resolution No. 1 and Senate Bills Nos. 1 and 4, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading Senate Joint Resolution No. 1 and Senate Bills Nos. 1 and 4, on second reading by a two-thirds vote of all members elected to the House, a case of emergency being declared and the foregoing bills were read the second time by number and title only.

## READING OF RESOLUTIONS

HOUSE RESOLUTION NO. 8, by Mr. Shelton of Yuma, was read in full as follows:

## HOUSE RESOLUTION NO. 8

WHEREAS, in the morning hours of December 1, 1935, the silent, fleet-winged messenger of Death visited the ranks of those who have served Arizona in the capacity of members of the House of Representatives, and summoned therefrom the soul of Hon. John Doan, of Yuma; and

WHEREAS, Mr. Doan was a legislative representative of long experience, having served in the twentieth territorial, from Yuma county, again in the twenty-fifth, from Pima county, and more recently in the tenth state legislature, from Yuma county; and

WHEREAS, throughout his extensive and varied career, both public and private, as accountant, abstractor, legislator, civic enthusiast, and at the time of his death, as a member of the Colorado river commission, he was ever a devoted, intense, and intelligent champion of Arizona's development and progress, and of the welfare and happiness of its people; therefore

BE IT RESOLVED by the House of Representatives of the State of Arizona:

1. That it is with genuine sorrow and a keen sense of loss that the passing of our former constructive fellow-legislator and patriotic citizen is recorded.

2. That the sympathy of the members of this body is extended to the bereaved widow and children.

Motion by Mr. Shelton, seconded by Mr. Wisener, that House Resolution No. 8 be adopted. Carried.

## THIRD READING OF BILLS

HOUSE BILL NO. 10, entitled, An Act, relating to taxation; imposing a tax on the sale of certain luxuries, amending section 1, of article 1, and sections 1 and 3, of article 2, chapter 78, session laws of 1935, regular session, was read the third time in full and passed the House by the following vote:

Ayes: Babbitt, Batchelder, Bowling, Chavez, Chisum, Curry, Danenhauer, Davis, Franklin, Gardner, Goodson, Gray, Heron, Hill, Imler, Isley, Kenworthy, Love, Mader, Marks, Morrow, O'Neill, Orthel, Patterson, Penny, Petersen, Pratt, Rapp, Reichard, Richards, Riggs, Rosenbaum, Sharpe, Spaid, Steinel, Sullivan, Thompson, Webb, Wilson, Wisdom, Wisener, Mr. Speaker—43.

Nays: Gillett, Murray, Palmer, Porter, Shelton, Skinner—6.

Absent: Armstrong—1.

Excused: Williams—1.

The following members asked that explanation of their vote on House Bill No. 10 be spread upon the Journal:

“Mr. Speaker:

I was one of the very few in this House who voted against this measure when it was before our regular session, and I still am against it. However, I cannot vote at this time to take a luxury tax off of lipstick, playing cards, et cetera, until the tax is eliminated from bread, meat, milk and other necessities of life. I vote ‘NO’.

BRIDGIE M. PORTER.”

“Mr. Speaker:

Explaining my vote on the repeal of the tax on cosmetics I wish to say that when the luxury tax bill was before the House in the regular session I fought for the tax on cosmetics, as I thought they were a luxury entirely. As I remember it, this tax was stricken by the House, re-inserted by the Senate and then approved by the House. However, it seems that the tax has failed of its purpose. Figures from the records of the tax commission show that it provides only 3.2 per cent of the luxury tax. There can be only two reasons for this, first, that the law is not enforced, and second, that the purchasers of cosmetics are so lacking in state patriotism that they send out of the state for these goods, to the detriment of the business men in Arizona.

I therefore vote ‘aye’.

V. A. REICHARD.”

House Bill No. 10 was signed in open session by the Speaker, and the clerk was instructed to record the action of the House on the bill and convey it to the Senate.

Motion by Mr. Rosenbaum, seconded by Mr. Gray, that the House stand at recess until 2:00 p. m. Carried, and at 10:45 a. m., the House stood at recess.

#### AFTERNOON SESSION

At 2:00 p. m., the House resumed session, Mr. Speaker presiding.

At 2:00 p. m., the Sergeant-at-Arms announced that Mr. Armstrong had taken his seat.

Without objection the House referred to the Order of Business, Reports of Standing Committees.

#### REPORTS OF STANDING COMMITTEES

Standing committees submitted the following reports:

“November 17, 1936.

Mr. Speaker:

Your Committee on Child Welfare reports that it has had under consideration House Bill No. 13, assistance

to dependent children act of 1936, and respectfully recommends that it be amended as follows:

Strike section 25, the emergency clause, from the bill.

And, as so amended, it do pass.

JUSTO A. CHAVEZ,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House, awaiting reports of the Committees on Appropriations, County and County Affairs, and Judiciary.

"November 17, 1936.

Mr. Speaker:

Your Committee on Ways and Means reports that it has had under consideration Substitute House Bill No. 6, unemployment compensation law, and respectfully recommends that it be amended as follows:

In lines 23 and 24 of the title, strike out the words 'board of directors of state institutions' and insert in lieu thereof the words 'industrial commission'.

On page 2, line 35, after the figure 19, strike out '1' and insert in lieu thereof 'L'.

On page 9, line 28, correct the spelling of the word 'after'.

On page 12, line 45, after the word 'respect', strike out the word 'to'.

On page 15, line 10, after the word 'two', correct the spelling of the word 'calendar'.

On page 17, line 26, before the letter 'B', strike out the letter 'S', and insert in lieu thereof 'A'.

On page 21, line 30, after the word 'the', correct the spelling of the word 'administration'.

On page 21, line 40, correct the spelling of the words 'commissioner' and 'commission', respectively.

On page 22, lines 14 and 15, correct the spelling of the word 'commission' as it appears in each of said lines.

On page 22, line 44, strike out the word 'of' and insert in lieu thereof, the word 'or'.

On page 23, line 29, after the word 'the', correct the spelling of the word 'establishment'.

On page 24, line 27, after the word 'faithful', correct the word 'performance'.

On page 25, line 28, after the word 'except' correct the spelling of the word 'petitions'.

On page 25, line 32, separate the words 'distribution of'.

On page 26, line 18, strike the word 'voil' and insert the word 'void'.

On page 28, line 31, before the word 'issued' correct the spelling of the word 'regulations'.

On page 30, line 37, strike the words 'this act'.

On page 33, line 19, correct the spelling of the word 'kind'.

And, as so amended, your committee submits same for the consideration of the House.

JAMES E. BABBITT,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House, awaiting reports of the Committees on Judiciary, Labor and Appropriations.

#### BILLS AND OTHER BUSINESS FROM THE SENATE

A message from the Senate by W. J. Graham, its secretary, announcing the following Senate action:

"Senate Bill No. 2, making appropriation to governor for the state litigations, passed by a vote of 15 ayes, 4 nays."

Placed under the Order of Business, First Reading of Bills, for today.

#### FIRST READING OF BILLS

The following bills were read the first time by number and title only:

SENATE BILL NO. 2, An Act, making an appropriation to the Governor to defray the costs and expenses of defending any and all suits brought against the State of Arizona or any county thereof or any officials of the state or any county thereof, contesting the validity or amount of any state or county taxes levied by any officials, and empowering the governor to employ special counsel in the defense of such suits. Placed under the Order of Business, Second Reading of Bills, for tomorrow.

HOUSE CONCURRENT MEMORIAL NO. 1, by the Committee on Ways and Means, urging Congress to amend old age assistance of social security act to except non-taxable tribal Indians. Referred to the Committee on Printing.

On first reading of Senate Bill No. 2 and House Concurrent Memorial No. 1, motion by Mr. Rosenbaum, seconded by Mr. Rich-

ards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading Senate Bill No. 2 and House Concurrent Memorial No. 1, on first reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bills were read the first time by number and title only.

Mr. Murray introduced Mr. William Bourdon, member-elect of the House, who was accorded the privileges of the floor.

Motion by Mr. Rosenbaum, seconded by Mr. Richards, that the House stand adjourned until 10:00 a. m., Wednesday, November 18, 1936. Carried, and at 2:12 p. m., the House so adjourned.

E. F. BOHLINGER,  
Speaker of the House.

ATTEST: LALLAH RUTH,  
Chief Clerk.

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## WEDNESDAY, NOVEMBER 18

The House met at 10:00 a. m., in conformity with the rules, Mr. Speaker presiding.

Roll call showed the following members present:

Armstrong, Babbitt, Batchelder, Bowling, Chavez, Chisum, Curry, Davis, Franklin, Gardner, Gillett, Goodson, Gray, Heron, Hill, Imler, Isley, Kenworthy, Love, Mader, Marks, Morrow, Murray, O'Neill, Orthel, Palmer, Patterson, Penny, Petersen, Petersen, Porter, Pratt, Rapp, Reichard, Richards, Riggs, Rosenbaum, Sharpe, Shelton, Skinner, Spaid, Steinel, Sullivan, Thompson, Webb, Wilson, Wisdom, Wisener, Mr. Speaker—49.

Excused: Danenhauer, Williams—2.

Reverend Thomas C. Harris, Chaplain of the House, offered prayer.

By unanimous consent the reading of the Journal of Tuesday, November 17, 1936, was dispensed with and the Journal of Monday, November 16, 1936, was approved.

### REPORTS OF STANDING COMMITTEES

Standing Committees submitted the following reports:

“November 18, 1936.

Mr. Speaker:

Your Committee on Printing reports that it has ordered printed House Concurrent Memorial No. 1.

GUY CHISUM,  
Chairman."

Placed on file.

"November 18, 1936.

Mr. Speaker:

Your Committee on Public Health reports that it has had under consideration House Bill No. 14, assistance to needy blind act of 1936, and respectfully returns same for the consideration of the House.

G. A. BATCHELDER,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House, awaiting reports of the Committees on Appropriations, County and County Affairs, and Judiciary.

"November 18, 1936.

Mr. Speaker:

Your Committee on Judiciary reports that it has had under consideration House Bill No. 4, relating to fair trades act, and respectfully returns same for the consideration of the House with the following comments:

States having fair trade acts identical or similar to this bill are: California, New Jersey, Oregon, Washington, Iowa, Maryland, New York, Wisconsin, Pennsylvania and Illinois.

In three states, New York, California and Illinois, the constitutionality of the fair trade laws of those states have, during 1936, been subject of decisions by their courts of last resort.

The decisions of the California and Illinois courts have been appealed to the United States Supreme Court, which has accepted jurisdiction of the appeals and can be expected to render a decision on the constitutionality of this type of legislation during the 1936-37 term.

JOHN H. RAPP,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House, to be considered with the reports of the Committees on Labor and Efficient Government.

#### BUSINESS ON THE SPEAKER'S DESK

A communication from Mr. James B. Sayers, former member of the House, expressing his appreciation for the message of sympa-

thy sent him by the members of the House with their best wishes for his speedy recovery, was read. Placed on file.

### SECOND READING OF BILLS

The following bill was read the second time in full:

HOUSE CONCURRENT MEMORIAL NO. 1, by the Committee on Ways and Means, urging Congress to amend old age assistance of social security act to except non-taxable tribal Indians. Referred to the Committees on Petitions and Memorials, Ways and Means, and Judiciary.

The following bill was read the second time by number and title only:

SENATE BILL NO. 2, making appropriation to governor for state litigations. Referred to the Committees on Appropriations, Judiciary, and County and County Affairs.

On second reading of Senate Bill No. 2, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading Senate Bill No. 2, on second reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bill was read the second time by number and title only.

Motion by Mr. Rosenbaum, seconded by Mr. Batchelder, that the House stand at recess until 3:00 p. m. Carried, and at 10:15 a. m., the House stood at recess.

### AFTERNOON SESSION

At 3:00 p. m., the House resumed session, Mr. Speaker presiding.

Out of respect to the family of Governor B. B. Moeur, who has recently sustained a great loss through death, the House stood in silent contemplation for one moment.

Without objection, at 3:08 p. m., the House stood at recess subject to the call of the gavel.

At 3:15 p. m., Mr. Speaker called the House to order.

The privileges of the floor were extended to Mrs. Gertrude Bryan Leeper, former member of the House.

Without objection the House referred to the Order of Business, Reports of Standing Committees.

### REPORTS OF STANDING COMMITTEES

Standing committees submitted the following reports:

“November 18, 1936.

Mr. Speaker:

Your Committee on Appropriations reports that it has had under consideration Senate Bill No. 4, making a deficiency appropriation for the state water commissioner, and respectfully recommends, that it do pass.

J. C. WILSON,  
Chairman.”

Placed on the House Calendar of the Committee of the Whole House.

“November 18, 1936.

Mr. Speaker:

Your Committee on Appropriations reports that it has had under consideration Substitute House Bill No. 6, unemployment compensation law, and respectfully returns same for the consideration of the House.

J. C. WILSON,  
Chairman.”

Placed on the House Calendar of the Committee of the Whole House, awaiting reports of the Committees on Judiciary and Labor.

“November 18, 1936.

Mr. Speaker:

Your Committee on Appropriations reports that it has had under consideration House Bill No. 8, making an appropriation for improvement of state fair grounds, and respectfully recommends that it be amended as follows:

In section 2, line 9, after the word ‘funds’, insert ‘if and when the first grant is made’.

And, as so amended, it do pass.

J. C. WILSON,  
Chairman.”

Placed on the House Calendar of the Committee of the Whole House, awaiting report of the Committee on Judiciary.

“November 18, 1936.

Mr. Speaker:

Your Committee on Appropriations reports that it has had under consideration House Bill No. 12, making appropriation to University of Arizona for buildings and es-

establishment of experimental farm, and respectfully recommends, that it do pass.

J. C. WILSON,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House, awaiting report of the Committee on Agriculture and Irrigation.

"November 18, 1936.

Mr. Speaker:

Your Committee on Agriculture and Irrigation reports that it has had under consideration House Bill No. 15, relating to bonds of agricultural improvement districts, and respectfully recommends, that it do pass.

HARRY J. SULLIVAN,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House, awaiting report of the Committee on Judiciary.

"November 18, 1936.

Mr. Speaker:

Your Committee on Ways and Means reports that it has had under consideration House Concurrent Memorial No. 1, urging Congress to amend old age assistance of social security act to except non-taxable tribal Indians, and respectfully recommends, that it do pass.

JAMES E. BABBITT,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House, awaiting reports of the Committees on Petitions and Memorials, and Judiciary.

"November 18, 1936.

Mr. Speaker:

Your Committee on Judiciary reports that it has had under consideration House Concurrent Memorial No. 1, urging Congress to amend old age assistance of social security act to except non-taxable tribal Indians, and respectfully recommends, that in the opinion of your committee the bill is constitutional and in proper form.

JOHN H. RAPP,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House, awaiting report of the Committee on Petitions and Memorials.

"November 18, 1936.

Mr. Speaker:

Your Committees on Judiciary, and Ways and Means

report that they have had under consideration House Bill No. 9, old age assistance act of 1936, and respectfully recommend that it be amended as follows:

In section 2, strike all of sub-paragraph (h), (i), (j).

In section 14, at the end of the first paragraph thereof, strike the period, insert a comma, and add the following:

'provided that in the event that under this section the assistance of the recipient is cancelled or altered, the recipient shall have an appeal to the State Board as provided for in section 11 of this Act.'

In section 14, at the end thereof, insert the following:

'The state board shall certify to the state auditor a statement of the amount so received from the recipient to which the United States Government is entitled, pursuant to any agreement entered into between the state board and the United States government or any agency thereof, upon which is dependent Federal grants-in-aid extended to the State of Arizona for the purposes of this Act, and the state auditor shall promptly draw his warrant for such amount payable to the Treasurer of the United States.'

Strike all of section 15.

In section 16, subsection (c), after the word 'grant', delete the words commencing with 'or' and ending with 'board'.

In section 23, in the next to the last sentence thereof, delete the words 'not less than'.

In section 26, in the first sentence thereof, delete the last word 'amounts' and insert in lieu thereof the word 'funds'.

In section 26, following the first paragraph (lines 24-25, page 9, printed bill), strike all of subsection 1 in its entirety. Strike the numeral 2 at the beginning of the second subsection and insert in lieu thereof the numeral 3, and insert as sub-paragraphs 1 and 2 the following:

'1. 15% of the revenues derived from chapter 77, Session Laws 1935, regular session, therein directed to be placed to the credit of the general fund of this state by the state treasurer.'

'2. Beginning effective date of this Act, all moneys required by section 21, article II, chapter 77, Session Laws 1935, regular session, to be placed to the credit of the governor's relief fund.'

On page 18 of the typed bill (in line 32, page 9, printed bill), in the first line thereof, delete the word 'amounts' and insert in lieu thereof the word 'funds'.

On page 18 of the typed bill (commencing in line 37, page 9, printed bill), in subsections 1 and 2, strike the numerals 1 and 2, insert in lieu thereof the numerals 3 and 4, and insert as new subsections 1 and 2 the following:

'1 15% of the revenues derived from chapter 77, Session Laws 1935, regular session, therein directed to be placed to the credit of the general fund of this state by the state treasurer.'

'2. Beginning effective date of this Act, all moneys required by section 21, article II, chapter 77, Session Laws 1935, regular session, to be placed to the credit of the governor's relief fund.'

The Appropriations Committee is recommending in their report that the five per cent (5%) in line 3, page 18 of the typed bill (line 34, page 9, printed bill), shall be changed to two and one-half per cent (2½%).

In section 31, after the word 'cited', insert the word 'as'.

And, as amended, it meets the requirements of the Social Security Act, in regard to the eligibility of the state for grants-in-aid to the state from the Federal government for the payment of old age assistance, and, while the Social Security Board does not approve of an act until it has become a law and thereafter studied by the Social Security Board, representatives of the Board have stated that this bill conforms to the requirements of the Social Security Board in reference to approval of the act by it when and if it becomes a law.

Judiciary Committee,

JOHN H. RAPP,  
Chairman.

Ways and Means Committee,

JAMES E. BABBITT,  
Chairman."

Placed on the House Calendar of the Committee of the Whole

House, awaiting reports of the Committees on Labor and Appropriations.

“November 18, 1936.

Mr. Speaker:

Your Committee on Labor reports that it has had under consideration House Bill No. 9, old age assistance act of 1936, and respectfully recommends that it be amended as follows:

In section 20, line 17, after the word ‘exceeding’ strike the word ‘fifty’ and insert ‘one hundred’.

And, as so amended, it do pass.

M. A. GRAY,  
Chairman.”

Placed on the House Calendar of the Committee of the Whole House, awaiting report of the Committee on Appropriations.

“November 18, 1936.

Mr. Speaker:

Your Committee on Appropriations reports that it has had under consideration House Bill No. 9, old age assistance act of 1936, and respectfully recommends that it be amended as follows:

Section 26, paragraph 2, line 34, page 9, after the word ‘exceed’ insert ‘two and a half per cent (2½%)’ and strike out ‘five per cent (5%)’.

And, as so amended, it be submitted for the consideration of the House.

J. C. WILSON,  
Chairman.”

Placed on the House Calendar of the Committee of the Whole House, to be considered with the reports of the Committees on Judiciary, Ways and Means, and Labor.

“November 18, 1936.

Mr. Speaker:

Your Committee on Judiciary reports that it has had under consideration House Bill No. 11, relating to basic sciences, and respectfully reports that in the opinion of your Committee, the bill is constitutional and in proper form.

JOHN H. RAPP,  
Chairman.”

Placed on the House Calendar of the Committee of the Whole House, to be considered with the report of the Committee on Public Health.

“November 18, 1936.

Mr. Speaker:

Your Committee on Rules reports for the consideration of the House, in the order named, the following bills:

Senate Bill No. 4 and House Bill No. 9.

B. J. O'Neill,  
Vice-Chairman.”

Placed on the Calendar of the Committee of the Whole House.

#### BILLS AND OTHER BUSINESS FROM THE SENATE

A message from the Senate by W. J. Graham, its secretary, announcing the following Senate action:

“Senate Concurrent Resolution No. 1, recommending basic wage increase to public works' employees, passed by a vote of 18 ayes, 1 not voting.”

Placed under the Order of Business, First Reading of Bills, for today.

#### FIRST READING OF BILLS

The following bill was read the first time by number and title only:

SENATE CONCURRENT RESOLUTION NO. 1, recommending basic wage increase to public works' employees. Placed under the Order of Business, Second Reading of Bills, for tomorrow.

On first reading of Senate Concurrent Resolution No. 1, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading Senate Concurrent Resolution No. 1, on first reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bill was read the first time by number and title only.

Motion by Mr. Rosenbaum, seconded by Mr. Gray, that the House resolve itself into a Committee of the Whole House for the consideration of the bills on the Calendar. Carried, and at 3:22 p. m., the House resolved itself into a Committee of the Whole House, Mr. Marks in the chair.

At 4:00 p. m., the Committee of the Whole House rose and submitted the following report:

“Mr. Speaker:

Your Committee of the Whole House reports that it has had under consideration Senate Bill No. 4 and House Bill No. 9, and respectfully recommends:

That Senate Bill No. 4 do pass;

That House Bill No. 9 retain its place on the Calendar.

DAVID J. MARKS,  
Chairman."

Without objection the report of the Committee of the Whole House was received.

Without objection Senate Bill No. 4, making a deficiency appropriation for the state water commissioner, was placed under the Order of Business, Third Reading of Bills, for today.

Without objection House Bill No. 9 retained its place on the Calendar of the Committee of the Whole House.

Without objection the House referred to the Order of Business, Third Reading of Bills.

### THIRD READING OF BILLS

SENATE BILL NO. 4, entitled, An Act, making a deficiency appropriation for the state water commissioner, was read the third time in full and passed the House by the following vote:

Ayes: Babbitt, Batchelder, Bowling, Chavez, Chisum, Curry, Franklin, Gardner, Gillett, Goodson, Gray, Heron, Hill, Isley, Mader, Marks, Morrow, Murray, O'Neill, Orthel, Patterson, Penny, Petersen, Petersen, Porter, Rapp, Reichard, Richards, Riggs, Rosenbaum, Sharpe, Shelton, Skinner, Spaid, Sullivan, Thompson, Webb, Wilson, Wisdom, Wisener, Mr. Speaker—41.

Nays: Davis, Love, Palmer, Pratt—4.

Absent: Armstrong, Imler, Kenworthy—3.

Excused: Danenhauer, Steinel, Williams—3.

Signed in open session by the Speaker, and the clerk was instructed to record the action of the House on the bill and return it to the Senate.

Motion by Mr. Rosenbaum, seconded by Mr. Babbitt, that the House stand adjourned until 9:30 a. m., Thursday, November 19, 1936. Carried, and at 4:05 p. m., the House so adjourned.

E. F. BOHLINGER,  
Speaker of the House.

ATTEST: LALLAH RUTH,  
Chief Clerk.

**THURSDAY, NOVEMBER 19**

The House met at 9:30 a. m., in conformity with the rules, Mr. Speaker presiding.

Roll call showed the following members present:

Armstrong, Babbitt, Batchelder, Bowling, Chavez, Chisum, Davis, Franklin, Gardner, Gillett, Goodson, Gray, Hill, Isley, Love, Morrow, Murray, O'Neill, Orthel, Palmer, Patterson, Penny, Petersen, Petersen, Porter, Pratt, Rapp, Reichard, Richards, Rosenbaum, Sharpe, Shelton, Skinner, Spaid, Steinel, Sullivan, Thompson, Webb, Williams, Wilson, Wisdom, Wisener, Mr. Speaker—43.

Absent: Curry, Heron, Imler, Kenworthy, Mader, Marks, Riggs—7.

Excused: Danenhauer—1.

Reverend Thomas C. Harris, Chaplain of the House, offered prayer.

By unanimous consent the reading of the Journal of Wednesday, November 18, 1936, was dispensed with and the Journal of Tuesday, November 17, 1936, was approved.

At 9:40 a. m., the Sergeant-at-Arms announced that members Curry and Heron had taken their seats.

**PETITIONS, MEMORIALS AND REMONSTRANCES**

House Memorial No. 1, by Mr. Wisener of Yuma, was read in full as follows:

**HOUSE MEMORIAL NO. 1**

To the Hon. Cordell Hull, Secretary of State of the United States of America:

Your memorialist represents:

By the term of that certain treaty between the United States of America and the Republic of Mexico, signed on December 30, 1853, and known as the Gadsden treaty, the boundary between the two republics, from a point where the one hundred and eleventh meridian of longitude west of Greenwich intersects the parallel of thirty-one degrees twenty minutes north latitude, extends "in a straight line" (northwest) "to a point on the Colorado river twenty English miles below the junction of the Gila and Colorado rivers."

By this determination, in lieu of extending the common boundary line due west from the point above referred to, there was excluded from the jurisdiction of the United States a large area possessing great potential value to this country, but so far removed by distance and economic dis-

advantage from the populous area of Mexico as to render of comparative insignificance its value to that country.

Among the chief advantages of this territory to the United States might be mentioned the facilities which would be afforded for the establishment of a deep-sea port on the Gulf of California, to serve the southwestern portion of the United States; the addition of several hundred thousand acres of agricultural land adjacent to the Colorado river which might be reclaimed by means of an extension of the Yuma-Gila federal reclamation project; the development of marine enterprises and establishment of tourist resorts on the upper coast of the Gulf of California, and the construction of highways and development of adequate transportation facilities through a portion of the American continent in which such development will most likely otherwise be long delayed.

The fact is well understood and recognized that no act or suggestion of the United States government must be suffered to offend the national pride of our friendly southern neighbor or to warrant a suspicion of this country's aims or motives. Nevertheless it is felt that a proper approach to this question through diplomatic channels, would lead the way to a possible showing of the advantages to both countries of an arrangement by which the desirable ends heretofore referred to might be realized.

Wherefore, your memorialist, the House of Representatives of the State of Arizona, respectfully suggests:

1. That diplomatic conversations be undertaken with appropriate authorities of the Republic of Mexico with a view to ascertaining if a lease, for an adequate term of years, and on terms and conditions mutually satisfactory and advantageous, might not be entered into, whereby the United States would obtain such jurisdiction over the territory referred to as would make feasible and practicable the development and utilization of its natural resources.

Motion by Mr. Wisener, seconded by Mr. Armstrong, that House Memorial No. 1 be adopted. Carried.

#### REPORTS OF STANDING COMMITTEES

Standing Committees submitted the following reports:

"November 19, 1936.

Mr. Speaker:

Your Committee on Printing reports that it has received from the printer House Concurrent Memorial No. 1.

GUY CHISUM,  
Chairman."

Placed on file.

“November 19, 1936.

Mr. Speaker:

Your Committee on Appropriations reports that it has had under consideration Senate Bill No. 1, relating to salaries of state officers, and respectfully recommends, that it do pass.

J. C. WILSON,  
Chairman.”

Placed on the House Calendar of the Committee of the Whole House.

“November 19, 1936.

Mr. Speaker:

Your Committee on Agriculture and Irrigation reports that it has had under consideration House Bill No. 12, making appropriation to University of Arizona for buildings and establishment of experimental farm, and respectfully returns same for the consideration of the House.

HARRY J. SULLIVAN,  
Chairman.”

Placed on the House Calendar of the Committee of the Whole House, to be considered with the reports of the Committees on Judiciary and Appropriations.

“November 19, 1936.

Mr. Speaker:

Your Committee on County and County Affairs reports that it has had under consideration House Bill No. 13, assistance to dependent children act of 1936, and respectfully returns same for the consideration of the House.

J. MELVIN GOODSON,  
Chairman.”

Placed on the House Calendar of the Committee of the Whole House, awaiting reports of the Committees on Appropriations and Judiciary.

“November 19, 1936.

Mr. Speaker:

Your Committee on County and County Affairs reports that it has had under consideration House Bill No.

14, assistance to needy blind act of 1936, and respectfully returns same for the consideration of the House.

J. MELVIN GOODSON,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House, awaiting reports of the Committees on Appropriations and Judiciary.

"November 19, 1936.

Mr. Speaker:

Your Committee on Petitions and Memorials reports that it has had under consideration House Concurrent Memorial No. 1, urging Congress to amend old age assistance of social security act to except non-taxable tribal Indians, and respectfully returns same for the consideration of the House.

W. R. PALMER,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House, to be considered with the reports of the Committees on Ways and Means, and Judiciary.

"November 19, 1936.

Mr. Speaker:

Your Committee on Fish and Game reports that it has had under consideration Senate Joint Resolution No. 1, approving establishment of the Big Lake game preserve within the Apache National Forest, and respectfully recommends, that it do pass.

TOM J. IMLER,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House.

"November 19, 1936.

Mr. Speaker:

Your Committee on Rules reports for the consideration of the House, in the order named, the following bills:

House Bill No. 9, Senate Joint Resolution No. 1, Senate Bill No. 1, House Bills Nos. 4, 11, 12 and House Concurrent Memorial No. 1.

B. J. O'NEILL,  
Vice-Chairman."

Placed on the Calendar of the Committee of the Whole House.

## FIRST READING OF BILLS

The following bill was read the first time in full:

HOUSE JOINT RESOLUTION NO. 1, by the Committee on Petitions and Memorials, (by request), relating to a program of anti-war legislation. Referred to the Committee on Printing.

Motion by Mr. Rosenbaum, seconded by Mr. Palmer, that the rules be suspended, an emergency declared, and that House Joint Resolution No. 1 be placed under the Order of Business, Second Reading of Bills, for today, and that it be not printed, but mimeographed copies be placed on each member's desk. Carried by a two-thirds vote of all members elected to the House.

## SECOND READING OF BILLS

The following bills were read the second time by number and title only:

SENATE CONCURRENT RESOLUTION NO. 1, recommending basic wage increase to public works' employees. Referred to the Committees on Judiciary and Labor.

HOUSE JOINT RESOLUTION NO. 1, by the Committee on Petitions and Memorials, (by request), relating to a program of anti-war legislation.

Motion by Mr. Rosenbaum, seconded by Mr. Palmer, that the rules be suspended, and emergency declared, and that House Joint Resolution No. 1 be placed on the House Calendar of the Committee of the Whole House. Carried by a two-thirds vote of all members elected to the House.

On second reading of Senate Concurrent Resolution No. 1 and House Joint Resolution No. 1, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading Senate Concurrent Resolution No. 1 and House Joint Resolution No. 1, on second reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bills were read the second time by number and title only.

Motion by Mr. Rosenbaum, seconded by Mr. Penny, that the House resolve itself into a Committee of the Whole House for the consideration of the bills on the Calendar. Carried, and at 9:55 a. m., the House resolved itself into a Committee of the Whole House, Mr. Goodson in the chair.

At 11:45 a. m., the Committee of the Whole House rose and submitted the following report:

"Mr. Speaker:

Your Committee of the Whole House reports progress and asks leave to sit again.

J. MELVIN GOODSON,  
Chairman."

Without objection the report of the Committee of the Whole House was received.

While in the Committee of the Whole House the privileges of the floor were accorded to Mr. James Boyle, a member of the California State Legislature.

At 11:15 a. m., while in the Committee of the Whole House, the Sergeant-at-Arms announced that members Imler, Kenworthy and Marks had taken their seats.

Motion by Mr. Rosenbaum, seconded by Mr. Skinner, that the House stand at recess until 2:00 p. m. Carried, and at 11:50 a. m., the House stood at recess.

#### AFTERNOON SESSION

At 2:00 p. m., the House resumed session, Mr. Speaker presiding.

Mr. V. C. Wiggins, former member of the House, was accorded the privileges of the floor.

Mrs. Porter introduced Miss Fritzi Struckmeyer, member-elect of the House, who was accorded the privileges of the floor.

Mr. Love introduced Mr. Lindsay Johnson, member-elect of the House, who was accorded the privileges of the floor.

Without objection the House referred to the Order of Business, Reports of Standing Committees.

#### REPORTS OF STANDING COMMITTEES

The Committee on Judiciary submitted the following reports:

“November 19, 1936.

Mr. Speaker:

Your Committee on Judiciary reports that it has had under consideration Substitute House Bill No 6, unemployment compensation law, and respectfully recommends:

That in the opinion of your committee, Substitute House Bill No. 6 meets the requirements of the Social Security Act for approval by the social security board.

A decision by the Circuit Court of Appeals of New York, holding as constitutional similar legislation, is the only decision by a court of last resort pertaining to an unemployment compensation board. That decision was appealed to the United States Supreme Court and was argued before the court last week.

JOHN H. RAPP,  
Chairman.”

Placed on the House Calendar of the Committee of the Whole House, awaiting report of the Committee on Labor.

“November 19, 1936.

Mr. Speaker:

Your Committee on Judiciary reports that it has had under consideration House Bill No. 13, assistance to dependent children act of 1936, and respectfully recommends:

It conforms to the requirements of the social security act relative to Federal participation in aid for dependent children, and, in the opinion of your Committee, is constitutional and in proper form.

JOHN H. RAPP,  
Chairman.”

Placed on the House Calendar of the Committee of the Whole House, awaiting report of the Committee on Appropriations.

“November 19, 1936.

Mr. Speaker:

Your Committee on Judiciary reports that it has had under consideration House Bill No. 14, assistance to needy blind act of 1936, and respectfully recommends:

It conforms to the requirements of the social security act relative to Federal participation in aid for the needy blind, and, in the opinion of your Committee, is constitutional and in proper form.

JOHN H. RAPP,  
Chairman.”

Placed on the House Calendar of the Committee of the Whole House, awaiting report of the Committee on Appropriations.

#### BUSINESS ON THE SPEAKER'S DESK

Communications from the Yuma Mesa Fruit Growers Association and the Yuma National Farm Loan Association, protesting the passage of Senate Bill No. 1, was read. Placed on file.

#### BILLS AND OTHER BUSINESS FROM THE SENATE

Messages from the Senate by W. J. Graham, its secretary, announcing the following Senate action:

“House Bill No. 10, exempting cosmetics and sporting goods from luxury tax, passed by a vote of 17 ayes, 2 not voting.”

The clerk was instructed to record the action of the Senate, and convey the bill to the Governor.

“Senate Bill No. 7, refunding bond improvement act, passed by a vote of 16 ayes, 1 nay, 2 not voting.”

Placed under the Order of Business, First Reading of Bills, for today.

“Senate Concurrent Resolution No. 2, on the passing of Susan Arbell Anderson, passed by a vote of 17 ayes, 2 not voting.”

Placed under the Order of Business, First Reading of Bills, for today.

#### FIRST READING OF BILLS

The following bills were read the first time by number and title only:

SENATE BILL NO. 7, An Act, relating to agricultural improvement districts; amending sections 3467, 3469, 3470, 3473, 3475, 3476, 3478, 3480, 3491, 3492, 3498, 3499, 3501,3503, and 3510 of the revised code of 1928, by enlarging the purposes for which agricultural improvement districts may be organized, and for which they may issue bonds; amending the procedure by which such organization is to be accomplished, and defining the powers of such districts and their officers and directors; fixing the qualifications of electors, and providing for voting on an acreage basis; amending the provisions as to the term, rate and maturity of bonds; authorizing the appointment of officers and defining their duties and powers and fixing their compensation; re-defining the status of such districts as public political taxing subdivisions and municipal corporations of the state; and declaring an emergency.

Motion by Mr. Goodson, seconded by Mr. Sullivan, that the rules be suspended, an emergency declared, and that Senate Bill No. 7 be placed under the Order of Business, Second Reading of Bills, for today. Carried by a two-thirds vote of all members elected to the House.

SENATE CONCURRENT RESOLUTION NO. 2, on the passing of Susan Arbell Anderson. Placed under the Order of Business, Second Reading of Bills, for tomorrow.

HOUSE BILL NO. 16, by the Committee on Ways and Means, An Act, relating to the income tax, and amending section 36 of the income tax act of 1933. Referred to the Committee on Printing.

Motion by Mr. Babbitt, seconded by Mr. Batchelder, that the rules be suspended, an emergency declared, and that House Bill No. 16 be placed under the Order of Business, Second Reading of Bills, for today. Carried by a two-thirds vote of all members elected to the House.

On first reading of Senate Bill No. 7, Senate Concurrent Resolution No. 2 and House Bill No. 16, motion by Mr. Rosenbaum,

seconded by Mr. Richards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading Senate Bill No. 7, Senate Concurrent Resolution No. 2 and House Bill No. 16, on first reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bills were read the first time by number and title only.

#### SECOND READING OF BILLS

The following bills were read the second time by number and title only:

**SENATE BILL NO. 7**, refunding bond improvement act. Referred to the Committees on Agriculture and Irrigation, and Judiciary.

**HOUSE BILL NO. 16**, by the Committee on Ways and Means, amendment to the income tax. Referred to the Committee on Ways and Means.

On second reading of Senate Bill No. 7 and House Bill No. 16, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading Senate Bill No. 7 and House Bill No. 16, on second reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bills were read the second time by number and title only.

Motion by Mr. Rosenbaum, seconded by Mr. Spaid, that the House resolve itself into a Committee of the Whole House for the further consideration of bills on the Calendar. Carried, and at 2:18 p. m., the House resolved itself into a Committee of the Whole House, Mr. Goodson in the chair.

At 5:20 p. m., the Committee of the Whole House rose and submitted the following report:

“Mr. Speaker:

Your Committee of the Whole House reports that it has had under consideration House Bill No. 9, and respectfully recommends:

That House Bill No. 9 be amended as follows: in section 1, line 2, after the word ‘of’ strike remainder of lines 2 and 3 and insert ‘social security and welfare; consisting of the governor, the secretary of state and the attorney general, who will hold office co-terminous with their elective office.’; in section 1, line 4, after the word ‘of’ strike remainder of paragraph and insert ‘social security and welfare; said board to consist of the members of the board of supervisors of the respective counties.’; page 2, section 2, strike all of subdivisions ‘h’, ‘i’ and ‘j’; section 11, line 37, after the word ‘hearing’ insert ‘The state boards shall meet at least once a month.’; section 14, line 39, strike the period and insert a comma and add the follow-

ing; 'provided that in the event that under this section the assistance of the recipient is cancelled or altered, the recipient shall have an appeal to the state board as provided for in section 11 of this act'; section 14, page 7, line 3, after the word 'fund' strike the balance of line 3, all of lines 4 and 5 and insert the following: 'The state board shall certify to the state auditor a statement of the amount so received from the recipient to which the United States government is entitled, pursuant to any agreement entered into between the state board and the United States government or any agency thereof, upon which is dependent federal grants-in-aid extended to the State of Arizona for the purposes of this act, and the state auditor shall promptly draw his warrant for such amount payable to the Treasurer of the United States.'; section 14, page 6, line 43, after the word 'application' insert the following: 'which if disclosed, would have made a material reduction in the amount of pension granted, or would have made the pensioner ineligible.'; strike all of section 15; section 16, page 7, line 31, insert the word 'or' before 'payment'; line 31, after the word 'grant', strike beginning with the word 'or' and all of lines 32 and 33 and the words 'of the state board.', on line 34; section 20, page 8, line 17, change the word 'fifty' to 'one hundred'; section 23, pages 8 and 9, lines 45 and 1, after the word 'not' strike the words 'less than forty-two hundred dollars (\$4,200.00)' and insert 'more than three thousand dollars (\$3,000.00)'; lines 1 and 2, page 9, strike 'He shall be removable only for cause,' and insert 'His term of office shall be co-extensive with the term of the members of the board appointing him, or until his successor is appointed and qualified.'; section 20, page 8, line 19, strike the period and insert a comma and add the following: 'provided that burial may be made in a cemetery not intended for indigent burials.'; section 26, lines 23 and 32, strike the word 'amount' and insert the word 'funds'; section 26, strike all of lines 24 and 25 and insert the following: '1. 15% of the revenues derived from chapter 77, Session Laws of 1935, regular session, therein directed to be placed to the credit of the general fund of this state by the state treasurer. 2. Beginning effective date of this Act, all moneys required by section 21, article II, chapter 77, Session Laws 1935, regular session, to be placed to the credit of the governor's relief fund.'; strike the numeral '2' on line 26 and insert the numeral '3'; section 26, line 37, change '1' to '3'; line 39, change '2' to '4'; insert between lines 36 and 37 two new subdivisions to read as follows: '1. 15% of the revenues derived from chapter 77, Session Laws 1935, regular session, therein directed to be placed to the credit of the general fund of this state by the state treasurer. 2. Beginning effective date of this Act, all moneys required by section 21, article II, chapter 77, Session Laws 1935, regular session, to be placed to the credit of the governor's relief fund.'; section 26, line 34, strike '5%' and insert '2½%'; between old sections 28 and 29 insert a new section to read as follows:

'Section 29. Assignment of property. Whenever it

appears that any person receiving or applying for an old-age pension under and by virtue of chapter 34, session laws of 1933, regular session, has under color of the provisions of section 13 of said act, or under any pretext whatever, been required by the board of supervisors of the county in which such pensioner resides to execute, in favor of said board or of the county or state, a quit-claim deed, deed of trust, or other form of release, relinquishment, or assignment of any real property owned or held by such pensioner, such deed, relinquishment, assignment, or other instrument is declared to be null and void, and the requirement thereof to be contrary to public policy.'; section 31, line 40, after the word 'cited' insert the word 'as'; renumber all sections to conform, and as so amended, it do pass.

J. MELVIN GOODSON,  
Chairman."

Without objection the report of the Committee of the Whole House was received.

Without objection House Bill No. 9, old age assistance act of 1936, as amended by the Committee of the Whole House, was referred to the Committee on Enrolling and Engrossing.

While in the Committee of the Whole House, the privileges of the floor were accorded to Mr. Kenneth Surber, former member of the House.

Motion by Mr. Rosenbaum, seconded by Mr. Babbitt, that the House stand adjourned until 9:00 a. m., Friday, November 20, 1936. Carried, and at 5:26 p. m., the House so adjourned.

E. F. BOHLINGER,  
Speaker of the House.

ATTEST: LALLAH RUTH,  
Chief Clerk.

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## FRIDAY, NOVEMBER 20

The House met at 9:00 a. m., in conformity with the rules, Mr. Speaker presiding.

Roll call showed the following members present:

Babbitt, Batchelder, Chavez, Chisum, Danenhauer, Gardner, Gillett, Goodson, Gray, Heron, Hill, Kenworthy, Love, Morrow, Murray, O'Neill, Orthel, Palmer, Penny, Petersen, Petersen, Porter, Pratt, Rapp, Reichard, Richards, Rosenbaum, Sharpe, Shelton, Skinner, Spaid, Steinel, Thompson, Webb, Wisdom, Wisener, Mr. Speaker—37.

Absent: Armstrong, Bowling, Curry, Davis, Franklin, Imler, Isley, Mader, Patterson, Riggs, Sullivan, Williams, Wilson—13.

Excused: Marks—1.

Reverend Thomas C. Harris, Chaplain of the House, offered prayer.

By unanimous consent the reading of the Journal of Thursday, November 19, 1936, was dispensed with and the Journal of Wednesday, November 18, 1936, was approved.

Motion by Mr. O'Neill, seconded by Mr. Batchelder, that Mr. James E. Babbitt be elected Speaker pro tempore of the House. Carried unanimously, and at 9:10 a. m., Mr. Babbitt took the chair.

Mr. Babbitt expressed his appreciation to the members of the House for the honor bestowed upon him.

At 9:10 a. m., the Sergeant-at-Arms announced that members Armstrong, Isley, Patterson and Sullivan had taken their seats.

#### REPORTS OF STANDING COMMITTEES

Standing committees submitted the following reports:

"November 20, 1936.

Mr. Speaker pro tempore:

Your Committee on Printing reports that it has ordered printed House Bill No. 16.

GUY CHISUM,  
Chairman."

Placed on file.

"November 20, 1936.

Mr. Speaker pro tempore:

Your Committee on Enrolling and Engrossing reports that it has engrossed the following:

House Bill No. 9, old age assistance act of 1936.

W. G. ROSENBAUM,  
Chairman."

House Bill No. 9 was placed under the Order of Business, Third Reading of Bills, for today.

"November 20, 1936.

Mr. Speaker pro tempore:

Your Committee on Judiciary reports that it has had

under consideration House Bill No. 8, making an appropriation for improvement of state fair grounds, and respectfully recommends, that in the opinion of your committee the bill is constitutional and in proper form.

JOHN H. RAPP,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House, to be considered with the report of the Committee on Appropriations.

"November 20, 1936.

Mr. Speaker pro tempore:

Your Committee on Appropriations reports that it has had under consideration House Bill No. 13, assistance to dependent children act of 1936, and respectfully returns same for the consideration of the House.

J. C. WILSON,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House, to be considered with the reports of the Committees on Child Welfare, County and County Affairs, and Judiciary.

"November 20, 1936.

Mr. Speaker pro tempore:

Your Committee on Appropriations reports that it has had under consideration House Bill No. 14, assistance to needy blind act of 1936, and respectfully returns same for the consideration of the House.

J. C. WILSON,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House, to be considered with the reports of the Committees on Public Health, County and County Affairs, and Judiciary.

"November 20, 1936.

Mr. Speaker pro tempore:

Your Committee on Labor reports that it has had under consideration Substitute House Bill No. 6, unemployment compensation law, and respectfully recommends, that it do pass.

M. A. GRAY,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House, to be considered with reports of the Committees on Ways and Means, Appropriations and Judiciary.

## BUSINESS ON THE SPEAKER'S DESK

Communications from the Yuma County Water Users Association and the Farmers Union 'local No. 14', protesting the passage of Senate Bill No. 1, were read. Placed on file.

At 9:15 a. m., the Sergeant-at-Arms announced that members Franklin, Williams and Wilson had taken their seats.

## FIRST READING OF BILLS

The following bill was read the first time in full:

HOUSE CONCURRENT RESOLUTION No. 3, by Mr. Gray of Cochise and Mr. Penny of Pima, requesting reports of transmission of power from Boulder Dam.

Motion by Mr. Gray, seconded by Mr. Penny, that the rules be suspended, an emergency declared, and that House Concurrent Resolution No. 3 be placed under the Order of Business, Second Reading of Bills, for today, and that it be not printed, but mimeographed copies be placed on each member's desk. Carried by a two-thirds vote of all members elected to the House.

## SECONDED READING OF BILLS

The following bills were read the second time by number and title only:

SENATE CONCURRENT RESOLUTION No. 2, on the passing of Susan Arbell Anderson. Referred to the Committee on Petitions and Memorials.

HOUSE CONCURRENT RESOLUTION No. 3, by Mr. Gray of Cochise and Mr. Penny of Pima, requesting reports of transmission of power from Boulder Dam.

Motion by Mr. Gray, seconded by Mr. Penny, that the rules be suspended, an emergency declared, and that House Concurrent Resolution No. 3 be placed under the Order of Business, Third Reading of Bills, for today. Carried by two-thirds vote of all members elected to the House.

On second reading of Senate Concurrent Resolution No. 2 and House Concurrent Resolution No. 3, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading Senate Concurrent Resolution No. 2 and House Concurrent Resolution No. 3, on second reading by two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bills were read the second time by number and title only.

At 9:20 a. m., the Sergeant-at-Arms announced that members Bowling, Curry, Davis, Imler, Mader and Riggs had taken their seats.

Motion by Mr. Rosenbaum, seconded by Mr. Rapp, that the rules be suspended, an emergency declared, and that House Bill No. 9, old age assistance act of 1936, be re-referred to the Committee on Enrolling and Engrossing, with the instructions to make the following amendment: in old section 26, page 10, line 6, between the words "state" and "commission," insert the word "tax." Carried by a two-thirds vote, and House Bill No. 9 was re-referred to the Committee on Enrolling and Engrossing.

Without objection the House referred to the Order of Business, reports of Standing Committees.

#### REPORTS OF STANDING COMMITTEES

The Committee on Enrolling and Engrossing submitted the following report:

"November 20, 1936

Mr. Speaker pro tempore:

Your Committee on Enrolling and Engrossing reports that it has made the amendment ordered and engrossed House Bill No. 9, old age assistance act of 1936.

W. G. ROSENBAUM,  
Chairman."

House Bill No. 9 was placed under the Order of Business, Third Reading of Bills, for today.

#### THIRD READING OF BILLS

HOUSE BILL NO. 9, entitled, An Act, realting to old age assistance; and declaring an emergency, was read the third time in full and passed the House by the following vote:

Ayes: Armstrong, Batchelder, Bowling, Chisum, Curry, Danenhauer, Davis, Franklin, Gardner, Goodson, Gray, Heron, Hill, Imler, Isley, Kenworthy, Mader, Morrow, Murray, O'Neill, Orthel, Palmer, Patterson, Penny, Petersen, Petersen, Porter, Rapp, Reichard, Richards, Riggs, Rosenbaum, Sharpe, Spaid, Steinel, Sullivan, Thompson, Webb, Williams, Wilson, Wisdom, Mr. Speaker, Mr. Speaker pro tempore—43.

Nays: Chavez, Gillett, Love, Pratt, Shelton, Skinner, Wisener—7.

Absent: Marks—1.

The following members asked that explanation of their vote on House Bill No. 9 be spread upon the Journal:

"Mr. Speaker pro tempore:

When explaining my vote on House Bill No. 9 I wish to say that I am heartily in sympathy with giving the pioneers of our state all this bill calls for and more, too. However, a constructive program must be worked out that

will benefit not only us of today, but those of tomorrow, and these pioneers, who have fought and bled that we might enjoy the fruits of their conquest, cannot censure a vote of 'no' on this bill for four distinct reasons:

1. This bill takes the attitude that our old age pensioners are to be treated as paupers.

2. It does not set out a specific amount, as it specifically states that they shall receive aid according to their standards of living, therefore it is class legislation.

3. This bill could have easily set up \$15.00 more per month for our pensioners, and while some people take the attitude that a half a loaf is better than none at all, yet I cannot bring myself to compromise one bit where our pioneers are concerned.

4. In a disguised reverence to our aged pioneers, it seeks definitely to perpetuate the abominable sales tax which robs the widows and the hungry and even takes pennies on the little baby's milk.

Therefore, I vote 'no'.

WILLIAM F. GILLETT."

"Mr. Speaker pro tempore:

I wish to explain my vote and have it recorded in the Journal. House Bill No. 9 I do not believe is a measure that any one can be proud of. Let us review what \$30.00 a month means. If they will receive this amount, and I doubt it, approximately \$12.00 will be paid for rent; approximately \$12.00 for lights, water, gas, and fuel; \$2.00 a month medical attention; \$.60 sales tax, making a total \$26.60 a month. This leaves \$3.40 for food.

In my opinion, this is a slow starvation measure for our aged citizens. Even with the terrible housing conditions existing in our Maricopa County Poor Farm I believe those who are in need of a pension would be better off there, for at least they would receive good food and proper medical attention. Dozens of my acquaintances are aged citizens who will be entitled to this starvation pension and knowing that this act repeals the now existing old age pension act, and for fear that if we do not enact this pension measure we will never have a chance to amend and pass a measure which will be fair and just to our aged citizens, I vote 'aye' and pray that my people will forgive me.

WILLIAM PETERSEN."

"Mr. Speaker pro tempore:

I wish to make the following explanation of my vote on House Bill No. 9.

This bill is far from what we want but I believe after making a canvass of my district, that many from my section will benefit from it and I feel that we should accept what we can get for these people. I offered the following amendment which was defeated: 'that the bill be amended to provide that not less than thirty dollars (\$30.00) be paid to the pensioners and a greater amount than thirty dollars (\$30.00) could be paid.'

I want the members of this House to know that I am a Townsendite and apologize to no man for my stand on this wonderful humanitarian measure. I make the prediction here to you, Mr. Speaker pro tempore, and gentlemen of the House, that we will have such a plan in effect in America within the next five or ten years. However, I do not feel that a vote for our present measure is a vote for or against the Townsend plan because the passage of the Townsend plan is not within the power of this body at this time, so I therefore will vote 'aye' on this measure.

BRIDGIE M. PORTER."

"Mr. Speaker pro tempore:

In explaining my vote on this bill, I want it understood that I am very much in favor of a pension for our aged. But I am opposed to giving them a pauper's dole. As this bill is not a true pension bill, and furthermore, that no true emergency exists, I therefore vote 'no'.

ELI C. SHELTON."

"Mr. Speaker pro tempore:

In offering this explanation of my vote, the first one that I have ever made, I desire to state that I feel the House has made a political football of this measure.

There are several features in the bill to which I seriously object, particularly that with reference to the personnel of the board. However, I feel that the Senate in its wisdom will see fit to make the necessary corrections. Believing this, and thanking the Lord for the Senate, I vote in favor of the bill.

L. S. WILLIAMS."

"Mr. Speaker pro tempore:

Sixty-five years is too long a time and too great an age—few pioneers are able to work after sixty. Why should this assistance be delayed until many of them are gone West, or have one foot in the grave and the other tottering? Help should be given in time and not when it is too late.

Sub-section 'B', under Section 2, makes every citizen of the United States eligible. This includes the Indian, for a party born or naturalized in the United States is

subject to the jurisdiction thereof. This means that you and I will have to dig into our pockets to make up more tax money to keep in idleness the Pima, Yuma and the bloody Apache Indians, who scarcely more than a score of years ago were scalping and torturing pioneers who came into Arizona.

Under 'C', a party who has resided for the last five years within the nine years immediately preceding his application, is entitled by this act to pension or assistance, as we call it. I have a theory that this pension that we pay should be paid to men and women who have given twenty or twenty-five years of their life to Arizona, and not to those who have come in within the last ten years. If such need help or aid, and this includes the Indians, why should not the general government pay for this. These men and women, who have reached the age of sixty or sixty-five years, and who have dwelt part of the time in other states, have always been under the Stars and Stripes and have given their services not to any particular state but to the general government. Let the national government do its duty and take care of them and not the states.

Another thing that stares me in the face is this—if a man has lived in Arizona for ten, twenty, thirty, yea forty years under this bill and removes from the state and unfortunately gets in a state where no benefits are allowed, how is he to live, for the pension stops when he leaves the state.

Section 3 prevents any assistance, except that granted by this bill, to a party from any other source—that is, from any political subdivision of the state, except for medical or surgical aid. An aged man, eligible to this relief, who has a wife not eligible, perhaps the care of an imbecile son or daughter upon his hands, how is he to live, or how are they to live, upon \$30.00 per month.

I note the provision that says 'they shall take into consideration the standard of living to which the applicant has been accustomed, and the style or standard in his community, but not over \$30.00. What standard of living would this reduce a party to?

I note also, that \$50.00 is allowed for funeral expenses upon his passing. A mortician must furnish cemetery, clothes, casket, box, care of the remains, embalming and other services—and there should be a few flowers for the dead—for God only knows the Legislature, in this session, if it passes the bill, is not making many flowers possible for the living—and then—besides this, there must be a burial spot secured for the dead—and would it not be proper and decent to have markers? Why not give him a christian burial? Some savage races expose their dead to the mercy of the vulture—the hyena—and the wolf, and we, in reading of this, are filled with horror—but what are we doing? A supposedly civilized nation—when we put

away the dead or all that is mortal of him, who spent so much of his life in the development of the state—what are we doing when we give him a \$50.00 burial. But, perhaps, I am just a little too severe, the burial is perhaps appropriate, compared with the living—I feel that these pioneers would perhaps be better off dead with a \$50.00 burial than to live on a \$30.00 per month assistance.

I note also that an official called the secretary of the board shall have \$4,200.00 per annum. Will not the pioneer and the friends of the pioneer look upon this as just a little bit extravagant—and who will appoint this secretary of the board?

I note also, in arranging for money to defray these expenses, references are made to an act passed in the Twelfth Legislature, known as the sales tax. This, the incoming governor has announced, during his primary campaign, that he very much opposed, in fact I believe the democratic platform is opposed to this self same sales tax, and if that is true, and we follow the governor, or stick to the platform will there be a sales tax. The allowance of relief to those who have only been in the state ten years will mean a very large list—this means more money demanded than we can get from the sales tax, if we have it, and in either instance, it will make a large increase in taxes.

Do not get me wrong, I am for the old age pension—or relief—I do not look upon it as anything that we are giving the pioneer. It is merely an attempt to pay a debt we justly owe, but I do not believe it should be given to any one who has spent less than twenty or twenty-five years within the state. His services during that time are worthy of this remuneration, but I am most emphatically opposed to pensioning Indians.

Another thing, why was the emergency clause placed upon this bill—why burden the extra session with something that would be much better to leave go over until the Thirteenth. In that Session, or even in this, we will have a bill, which would make a reduction of the age period to sixty years, the time in the state to twenty years and a straight \$35.00 per capita for those pioneers who have not a \$350.00 annual income, this to be paid alone by the state.

The time will come, and that, I trust, in the near future, when Uncle Sam will assume the burden of all these needy citizens, and will pay it and we will not be burdened with an unjust burden. Pass the other bill if you feel that you must, but can you go back and look your constituents in the face, together with the pioneer in your community, and feel that you did them justice!

I vote "No".

WILLIAM WISENER."

House Bill No. 9 was signed in open session by the Speaker pro tempore, and the clerk was instructed to record the action of the House on the bill and convey it to the Senate.

HOUSE CONCURRENT RESOLUTION No. 3, requesting reports of transmission of power from Boulder Dam, was read the third time in full and passed the House by the following vote:

Ayes: Bowling, Chavez, Chisum, Curry, Danenhauer, Davis, Franklin, Gardner, Gillett, Gray, Heron, Imler, Isley, Love, Mader, Morrow, Murray, Orthel, Patterson, Penny, Peterson of Navajo, Pratt, Rapp, Reichard, Richards, Riggs, Rosenbaum, Shelton, Skinner, Spaid, Steinel, Webb, Wisdom, Mr. Speaker pro tempore—34.

Nays: Kenworthy, Palmer, Petersen of Maricopa, Porter, Sullivan, Thompson, Wisener—7.

Excused: Armstrong, Batchelder, Goodson, Hill, Marks, O'Neill, Sharpe, Williams, Wilson, Mr. Speaker—10.

Signed in open session by the Speaker pro tempore, and the clerk was instructed to record the action of the House on the bill and convey it to the Senate.

Motion by Mr. Rosenbaum, seconded by Mr. Richards, that the House resolve itself into a Committee of the Whole House for the consideration of the bills on the Calendar. Carried, and at 10:20 a. m., the House resolved itself into a Committee of the Whole House, Mr. Rosenbaum in the chair.

At 10:55 a. m., the Committee of the Whole House rose and submitted the following report:

“Mr. Speaker pro tempore:

Your Committee of the Whole House reports that it has had under consideration Senate Joint Resolution No. 1, Senate Bill No. 1, House Bills Nos. 4, 11, 12 and House Concurrent Memorial No. 1, and respectfully recommends:

- That Senate Joint Resolution No. 1 do pass.
- That Senate Bill No. 1 retain its place on the Calendar.
- That House Bill No. 4 retain its place on the Calendar.
- That House Bill No. 11 retain its place on the Calendar.
- That House Bill No. 12 retain its place on the Calendar.
- That House Concurrent Memorial No. 1 do pass.

W. G. ROSENBAUM,  
Chairman.”

Without objection the report of the Committee of the Whole House was received.

While in the Committee of the Whole House, Mr. L. R. MacDonald, member-elect of the House, was introduced and accorded the privileges of the floor.

Without objection Senate Joint Resolution No. 1, approving establishment of the Big Lake game preserve within the Apache National Forest, was placed under the Order of Business, Third Reading of Bills, for today.

Without objection Senate Bill No. 1 retained its place on the Calendar of the Committee of the Whole House.

Without objection House Bill No. 4 retained its place on the Calendar of the Committee of the Whole House.

Without objection House Bill No. 11 retained its place on the Calendar of the Committee of the Whole House.

Without objection House Bill No. 12 retained its place on the Calendar of the Committee of the Whole House.

Without objection House Concurrent Memorial No. 1, urging Congress to amend old age assistance of social security act to except non-taxable tribal Indians was referred to the Committee on Enrolling and Engrossing.

Without objection the House referred to the Order of Business, Third Reading of Bills.

### THIRD READING OF BILLS

SENATE JOINT RESOLUTION NO. 1, approving establishment of the Big Lake game preserve within the Apache National Forest, was read the third time in full and passed the House by the following vote:

Ayes: Bowling, Chavez, Chisum, Curry, Danenhauer, Franklin, Gardner, Gillett, Gray, Heron, Imler, Isley, Kenworthy, Love, Mader, Morrow, Murray, Orthel, Palmer, Patterson, Penny, Petersen, Petersen, Porter, Pratt, Rapp, Reichard, Richards, Riggs, Rosenbaum, Shelton, Skinner, Spaid, Steinel, Sullivan, Thompson, Webb, Williams, Wisdom, Wisener, Mr. Speaker pro tempore—41.

Absent: Davis—1.

Excused: Armstrong, Batchelder, Goodson, Hill, Marks, O'Neill, Sharpe, Wilson, Mr. Speaker—9.

Signed in open session by the Speaker pro tempore, and the clerk was instructed to record the action of the House on the bill and return it to the Senate.

Motion by Mr. Petersen of Maricopa, seconded by Mr. Imler, that the House stand adjourned until 10:00 a. m., Monday, November 23, 1936.

Motion by Mr. Rosenbaum, seconded by Mr. Gray, that the motion by Mr. Petersen of Maricopa be amended, and that the House stand at recess until 2:00 p. m. Carried and at 11:10 a .m., the House stood at recess.

#### AFTERNOON SESSION

At 2:00 p. m., the House resumed session, Mr. Speaker pro tempore presiding.

Without objection the House referred to the Order of Business, Reports of Standing Committees.

#### REPORTS OF STANDING COMMITTEES

Standing committees submitted the following reports:

“November 20, 1936.

Mr. Speaker pro tempore:

Your Committee on Enrolling and Engrossing reports that it has engrossed House Concurrent Memorial No. 1, urging Congress to amend old age assistance of social security act to except non-taxable tribal Indians.

W. G. ROSENBAUM,  
Chairman.”

House Concurrent Memorial No. 1 was placed under the Order of Business, Third Reading of Bills, for today.

“November 20, 1936.

Mr. Speaker pro tempore:

Your Committee on Judiciary reports that it has had under consideration Senate Bill No. 2, making appropriation to governor for state litigations, and respectfully recommends, that in the opinion of your committee the bill is constitutional and in proper form.

JOHN H. RAPP,  
Chairman.”

Placed on the House Calendar of the Committee of the Whole House, awaiting reports of the Committees on Appropriations, and County and County Affairs.

“November 20, 1936.

Mr. Speaker pro tempore:

Your Committee on Judiciary reports that it has had under consideration Senate Concurrent Resolution No. 1, recommending basic wage increase to public works' employees, and respectfully recommends, that in the opinion

of your committee the bill is constitutional and in proper form.

JOHN H. RAPP,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House, awaiting report of the Committee on Labor.

"November 20, 1936.

Mr. Speaker pro tempore:

Your Committee on Labor reports that it has had under consideration Senate Concurrent Resolution No. 1, recommending basic wage increase to public works' employees, and respectfully recommends, that it do pass.

M. A. GRAY,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House, to be considered with the report of the Committee on Judiciary.

"November 20, 1936.

Mr. Speaker pro tempore:

Your Committee on Ways and Means reports that it has had under consideration House Bill No. 16, amendment to the income tax, and respectfully recommends, that it do pass.

JAMES E. BABBITT,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House.

"November 20, 1936.

Mr. Speaker pro tempore:

Your Committee on Petitions and Memorials reports that it has had under consideration Senate Concurrent Resolution No. 2, on the passing of Susan Arbell Anderson, and respectfully recommends, that it do pass.

W. R. PALMER,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House.

"November 20, 1936.

Mr. Speaker pro tempore:

Your Committee on Rules reports for the consideration of the House, in the order named, the following bills:

House Bill No. 8, House Joint Resolution No. 1, Senate Concurrent Resolution No. 1, House Bills Nos. 13, 14 and Substitute House Bill No. 6.

B. J. O'NEILL,  
Vice-Chairman."

Placed on the Calendar of the Committee of the Whole House.

#### BUSINESS ON THE SPEAKER'S DESK

A communication from Mr. K. S. Yowell, protesting the passage of Senate Bill No. 1, was read. Placed on file.

#### BILLS AND OTHER BUSINESS FROM THE SENATE

Messages from the Senate by W. J. Graham, its secretary, announcing the following Senate action:

"House Bill No. 7, registration of school warrants, passed by a vote of 13 ayes, 1 nay, 5 not voting."

The clerk was instructed to record the action of the Senate, and convey the bill to the Governor.

#### FIRST READING OF BILLS

The following bill was read the first time in full:

HOUSE CONCURRENT MEMORIAL NO. 2, by Mr. Wisdom of Pima, relating to construction of addition to capitol building. Referred to the Committee on Printing.

Motion by Mr. Wisdom, seconded by Mr. Chavez, that the rules be suspended, an emergency declared, and that House Concurrent Memorial No. 2 be placed under the Order of Business, Second Reading of Bills, for today. Carried by a two-thirds vote of all members elected to the House.

#### SECOND READING OF BILLS

The following bill was read the second time by number and title only:

HOUSE CONCURRENT MEMORIAL NO. 2, by Mr. Wisdom of Pima, relating to construction of addition to capitol building.

Motion by Mr. Wisdom, seconded by Mr. Chavez, that the rules be suspended, an emergency declared, and that House Concurrent Memorial No. 2 be placed under the Order of Business, Third Reading of Bills, for today.

Motion by Mr. Rosenbaum, seconded by Mr. Wisener, that the

motion by Mr. Wisdom be amended, and that House Concurrent Memorial No. 2 be referred to the proper committees. Carried, and House Concurrent Memorial No. 2 was referred to the Committees on Petitions and Memorials, Appropriations, Judiciary and Public Institutions.

on second reading of House Concurrent Memorial No. 2, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading House Concurrent Memorial No. 2, on second reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bill was read the second time by number and title only.

### THIRD READING OF BILLS

HOUSE CONCURRENT MEMORIAL NO. 1, urging Congress to amend old age assistance of social security act to except non-taxable tribal Indians, was read the third time in full.

Motion by Mr. Sullivan, seconded by Mr. Heron, that the rules be suspended, an emergency declared, and that the House sit as in Committee of the Whole House for the purpose of amending House Concurrent Memorial No. 1, urging Congress to amend old age assistance of social security act to except non-taxable tribal Indians. Carried by a two-thirds vote of all members elected to the House.

“Mr. Speaker pro tempore:

The House acting as a Committee of the Whole House has had under consideration House Concurrent Memorial No. 1, offers the following amendments:

Motion by Mr. Wisdom, seconded by Mr. Rapp, that the rules be suspended, an emergency declared, and that on page 1, line 6 of engrossed bill, after the word ‘assistance’, insert the following: ‘and other titles under the above act’. Lost.”

Without objection the report was received.

On roll call HOUSE CONCURRENT MEMORIAL NO. 1 passed the House by the following vote:

Ayes: Chavez, Chisum, Danenhauer, Davis, Franklin, Gardner, Gray, Heron, Isley, Kenworthy, Love, Mader, Morrow, Murray, Orthel, Palmer, Patterson, Petersen, Petersen, Pratt, Rapp, Reichard, Richards, Riggs, Rosenbaum, Shelton, Skinner, Spaid, Steinel, Sullivan, Thompson, Webb, Williams, Wisdom, Mr. Speaker pro tempore—35.

Nays: Curry, Gillett, Porter, Wisener—4.

Absent: Bowling, Imler, Penny—3.

Excused: Armstrong, Batchelder, Goodson, Hill, Marks, O'Neill, Sharpe, Wilson, Mr. Speaker—9.

House Concurrent Memorial No. 1 was signed in open session by the Speaker pro tempore, and the clerk was instructed to record the action of the House on the bill and convey it to the Senate.

Motion by Mr. Rosenbaum, seconded by Mr. Gray, that the House resolve itself into a Committee of the Whole House for the consideration of the bills on the Calendar. Carried, and at 2:30 p. m., the House resolved itself into a Committee of the Whole House, Mr. Rosenbaum in the chair.

At 4:10 p. m., the Committee of the Whole House rose and submitted the following report:

“Mr. Speaker pro tempore:

Your Committee of the Whole House reports that it has had under consideration House Bill No. 8, House Joint Resolution No. 1 and Senate Concurrent Resolution No. 1, and respectfully recommends:

That House Bill No. 8 retain its place on the Calendar;

That House Joint Resolution No. 1 be laid on the table;

That Senate Concurrent Resolution No. 1 be laid on the table.

W. G. ROSENBAUM,  
Chairman.”

Without objection the report of the Committee of the Whole House was received.

Without objection House Bill No. 8 retained its place on the Calendar of the Committee of the Whole House.

Without objection House Joint Resolution No. 1, relating to a program of anti-war legislation, was laid on the table. The clerk was instructed to record the action of the House on the bill.

Without objection Senate Concurrent Resolution No. 1, recommending basis wage increase to public works' employees, was laid on the table. The clerk was instructed to record the action of the House, on the bill.

Motion by Mr. Rosenbaum, seconded by Mr. Riggs, that the House stand adjourned until 10:00 a. m., Saturday, November 21, 1936. Carried and at 4:12 p. m., the House so adjourned.

JAMES E. BABBITT,  
Speaker pro tempore of the House.

ATTEST: LALLAH RUTH,  
Chief Clerk.

**SATURDAY, NOVEMBER 21**

The House met at 10:00 a. m., in conformity with the rules, Mr. Speaker pro tempore presiding.

Roll call showed the following members present:

Armstrong, Bowling, Chavez, Chisum, Curry, Danenhauer, Davis, Franklin, Gardner, Gillett, Gray, Heron, Kenworthy, Love, Mader, Morrow, Murray, Orthel, Patterson, Petersen of Maricopa, Porter, Pratt, Rapp, Reichard, Richards, Riggs, Rosenbaum, Shelton, Skinner Spaid, Steinel, Sullivan, Thompson, Wisdom, Wisener, Mr. Speaker pro tempore—36.

Absent: Imler, Isley, Palmer, Penny, Petersen of Navajo—5.

Excused: Batchelder, Goodson, Hill, Marks, O'Neill, Sharpe, Webb, Williams, Wilson, Mr. Speaker—10.

Reverend Thomas C. Harris, Chaplain of the House, offered prayer.

By unanimous consent the reading of the Journal of Friday, November 20, 1936, was dispensed with and the Journal of Thursday, November 19, 1936, was approved.

At 10:05 a. m., the Sergeant-at-Arms announced that members Isley, Palmer and Petersen of Navajo had taken their seats.

**REPORTS OF STANDING COMMITTEES**

Standing committees submitted the following reports:

“November 21, 1936.

Mr. Speaker pro tempore:

Your Committee on Printing reports:

That it has ordered printed House Concurrent Memorial No. 2.

That it has received from the printer House Bill No. 16 and House Concurrent Memorial No. 2.

GUY CHISUM,  
Chairman.”

Placed on file.

“November 21, 1936.

Mr. Speaker pro tempore:

Your Committee on Agriculture and Irrigation reports that it has under consideration Senate Bill No. 7,

refunding bond improvement act, and respectfully returns same for the consideration of the House.

HARRY J. SULLIVAN,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House, awaiting report of the Committee on Judiciary.

"November 21, 1936.

Mr. Speaker pro tempore:

Your Committee on Rules reports for the consideration of the House, in the order named, the following bills:

Senate Concurrent Resolution No. 2, House Bills Nos. 16, 13, 14, 4, 11, 12, 8, Senate Bill No. 1 and Substitute House Bill No. 6.

W. G. ROSENBAUM,  
Acting Chairman."

Placed on the Calendar of the Committee of the Whole House.

#### BUSINESS ON THE SPEAKER'S DESK

A communication from the Governor, B. B. Moeur, was read, giving notice that he had transmitted to the Secretary of State with his approval the following:

House Bill No. 10, exempting cosmetics and sporting goods from luxury tax.

Communications from residents of Yuma County protesting the passage of Senate Bill No. 1, were read. Placed on file.

Mr. Speaker pro tempore appointed members O'Neill, Wilson and Rosenbaum as a committee to arrange for the hanging of a portrait of the Speaker on the walls of the House Chamber.

Motion by Mr. Rosenbaum, seconded by Mr. Petersen of Maricopa, that the House resolve itself into a Committee of the Whole House for the consideration of the bills on the Calendar. Carried, and at 10:10 a. m., the House resolved itself into a Committee of the Whole House, Mr. Danenhauer in the chair.

At 11:35 a. m., the Committee of the Whole House rose and submitted the following report:

"Mr. Speaker pro tempore:

Your Committee of the Whole House reports that it has had under consideration Senate Concurrent Resolution No. 2, House Bills Nos. 16, 13, 14 and 4, and respectfully recommends:

That Senate Concurrent Resolution No. 2 do pass;

That House Bill No. 16 do pass;

That House Bill No. 13 retain its place on the Calendar;

That House Bill No. 14 retain its place on the Calendar;

That House Bill No. 4 do pass.

MATT DANENHAUER,  
Chairman."

Without objection the report of the Committee of the Whole House was received.

Without objection Senate Concurrent Resolution No. 2 on the passing of Susan Arbell Anderson, was placed under the Order of Business, Third Reading of Bills, for today.

Without objection House Bill No. 16, amendment to the income tax, was referred to the Committee on Enrolling and Engrossing.

Without objection House Bill No. 13 retained its place on the Calendar of the Committee of the Whole House.

Without objection House Bill No. 14 retained its place on the Calendar of the Whole House.

Without objection House Bill No. 4, relating to fair trades act, was referred to the Committee on Enrolling and Engrossing.

Without objection the House referred to the Order of Business, Bills and Other Business from the Senate.

#### BILLS AND OTHER BUSINESS FROM THE SENATE

Messages from the Senate by W. J. Graham, its secretary, announcing the following Senate action:

"House Concurrent Resolution No. 1, recommending fencing of certain highways, passed by a vote of 14 ayes, 5 not voting, with the following amendments:

In line 17 strike 'Winslow' and insert 'Holbrook'.

Insert 'Highways 60 or 80 from Mesa in Maricopa County to Globe, Arizona'.

In the title insert '60' after 'highways'."

The clerk was instructed to record the action of the Senate.

Motion by Mr. Wisdom, seconded by Mr. Wisener, that the House concur in the Senate amendments to House Concurrent Resolution No. 1. Carried by unanimous vote.

House Concurrent Resolution No. 1 was signed in open session by the Speaker pro tempore, and the clerk was instructed to record the action of the House on the bill, notify the Senate of such action, and convey it to the Governor.

“Senate Bill No. 3, unemployment compensation law, passed by a vote of 13 ayes, 1 nay, 5 not voting.”

Placed under the Order of Business, First Reading of Bills, for today.

#### FIRST READING OF BILLS

The following bill was read the first time by number and title only:

SENATE BILL NO. 3. An Act, providing for unemployment compensation; defining terms; providing for the payment of benefits to unemployed individuals, the amount and duration of such benefits, the condition for the payment thereof and the eligibility of unemployed individuals to receive such benefits; establishing a procedure for the determination and payment of benefit claims and for review of such determination; providing for contributions to be paid by employers to be used for the payment of benefits; providing a system of merit rating in reduction of or in lieu of contributions; defining employers subject to the act and providing for the election by other employers to become subject to the act; establishing an unemployment compensation fund and other funds for the purpose of payment of benefits and the administration of the act; establishing a commission to administer the act and defining its powers and duties; providing for an employment service division of the commission and the transfer thereto of the duties, powers and funds of the employment service division of the board of directors of state institutions; accepting the provision of the Wagner-Peyser Act; providing procedure for the collection of contributions; providing penalties for the violation of the provisions of the act; providing for the suspension of the act upon the happening of certain events and the refunding of contributions; and declaring an emergency.

Motion by Mr. Rosenbaum, seconded by Mr. Wisener, that the rules be suspended, an emergency declared, and that Senate Bill No. 3 be placed under the Order of Business, Second Reading of Bills, for today. Carried by a two-thirds vote of all members elected to the House.

On first reading of Senate Bill No. 3, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading Senate Bill No. 3, on first reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bill was read the first time by number and title only.

#### SECOND READING OF BILLS

The following bill was read the second time by number and title only:

## SENATE BILL NO. 3, unemployment compensation law.

Motion by Mr. Rosenbaum, seconded by Mr. Gray, that the rules be suspended, an emergency declared, and that Senate Bill No. 3 be placed on the House Calendar of the Committee of the Whole House. Carried by a two--thirds vote of all members elected to the House.

On second reading of Senate Bill No. 3, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading Senate Bill No. 3, on second reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bill was read the second time by number and title only.

## THIRD READING OF BILLS

SENATE CONCURRENT RESOLUTION NO. 2, on the passing of Susan Arbell Anderson, was read the third time in full and passed the House by the following vote:

Ayes: Bowling, Chavez, Chisum, Curry, Danenhauer, Gardner, Gillett, Gray, Isley, Kenworthy, Love, Mader, Morrow, Murray, Palmer, Patterson, Petersen, Petersen, Porter, Pratt, Rapp, Reichard, Riggs, Rosenbaum, Shelton, Skinner, Spaid, Sullivan, Thompson, Wisdom, Wisener, Mr. Speaker pro tempore—32.

Absent: Armstrong, Davis, Franklin, Heron, Imler, Orthel, Penny, Richards, Steinel—9.

Excused: Batchelder, Goodson, Hill, Marks, O'Neill, Sharpe, Webb, Williams, Wilson, Mr. Speaker—10.

Signed in open session by the Speaker pro tempore, and the clerk was instructed to record the action of the House on the bill and return it to the Senate.

Motion by Mr. Rosenbaum, seconded by Mr. Gray, that the House resolve itself into a Committee of the Whole House for the further consideration of House Bill No. 13, assistance to dependent children act of 1936. Carried, and at the 11:50 a. m., the House resolved itself into a Committee of the Whole House, Mr. Danenhauer in the chair.

At 12:01 p. m., the Committee of the Whole House rose and submitted the following report:

"Mr. Speaker pro tempore:

Your Committee of the Whole House reports that it has had under consideration House Bill No. 13, and respectfully recommends:

That House Bill No. 13 be amended as follows: in line 2, page 1, after the word 'board' strike the remainder of that line and all of line 3 and insert 'means the state

board of social security and welfare, consisting of three members, who shall hold office co-terminous with the governor appointing'; line 4, page 1, after the word 'board' strike the remainder of that line and all of lines 5 and 6 and insert 'shall mean the County Board of Supervisors of the respective counties'; page 2, line 11, after the word 'who' insert 'was'; section 20, line 27, page 7, after the word 'appropriation' strike the balance of the section and insert 'To carry out the provisions of this act all moneys appropriated for and now standing to the credit of the State Board of Public Welfare, as created by chapter 35, Session Laws of 1933, regular session, for such purposes and objects, are appropriated to the use of the State Board of Social Security and Welfare.';

And as so amended, it do pass.

MATT. DANENHAUER,  
Chairman."

Without objection the report of the Committee of the Whole House was received.

Without objection House Bill No. 13, assistance to dependent children act of 1936, as amended by the Committee of the Whole House, was referred to the Committee on Enrolling and Engrossing.

Motion by Mr. Rosenbaum, seconded by Mr. Rapp, that the House stand adjourned until 10:00 a. m., Monday, November 23, 1936. Carried, and at 12:04 p. m., the House so adjourned.

JAMES E. BABBITT,  
Speaker pro tempore of  
the House.

ATTEST: LALLAH RUTH,  
Chief Clerk.

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## MONDAY, NOVEMBER 23

The House met at 10:00 a. m., in conformity with the rules, Mr. Speaker presiding.

Roll call showed the following members present:

Armstrong, Babbitt, Batchelder, Bowling, Chisum, Curry, Danenhauer, Davis, Franklin, Gardner, Gillett, Goodson, Gray, Heron, Hill, Imler, Kenworthy, Love, Mader, Marks, Morrow, Murray, O'Neill, Orthel, Palmer, Patterson, Penny, Petersen, Petersen, Porter, Pratt, Rapp, Reichard, Richards, Riggs, Rosenbaum, Sharpe, Shelton, Skinner, Spaid, Steinel, Sullivan, Thompson, Webb, Williams, Wisdom, Wisener, Mr. Speaker—48.

Absent: Chavez, Isley—2.

Excused: Wilson—1.

Reverend Thomas C. Harris, Chaplain of the House, offered prayer.

By unanimous consent the reading of the Journal of Saturday, November 21, 1936, was dispensed with and the Journal of Friday, November 20, 1936, was approved.

At 10:05 a. m., Mr. Speaker called Mr. Babbitt, Speaker pro tempore, to the chair.

#### REPORTS OF STANDING COMMITTEES

Standing committees submitted the following reports:

“November 23, 1936.

Mr. Speaker pro tempore:

Your Committee on Enrolling and Engrossing reports that it has engrossed the following:

House Bill No 4 relating to fair trades act.

House Bill No. 13, assistance to dependent children act of 1936.

House Bill No. 16, amendment to the income tax.

W. G. ROSENBAUM,  
Chairman.”

House Bills Nos. 4, 13 and 16 were placed under the Order of Business, Third Reading of Bills, for today.

“November 23, 1936.

Mr. Speaker pro tempore:

Your Committee on Rules reports for the consideration of the House, in the order named, the following bills:

Senate Bill No. 3, House Bills Nos. 12, 8, 14, Senate Bill No. 1 and House Bill No. 11.

B. J. O'NEILL,  
Vice Chairman.”

Placed on the Calendar of the Committee of the Whole House.

#### BUSINESS ON THE SPEAKER'S DESK

A communication from the Governor, B. B. Moeur, was read, giving notice that he had transmitted to the Secretary of State with his approval the following.

House Bill No. 7, registration of school warrants.

A resolution from the Yuma Merchants Association, protesting the passage of Senate Bill No. 1, was read. Placed on file.

At 10:10 a. m., the Sergeant-at-Arms announced that members Chavez, Isley and Wilson had taken their seats.

#### BILLS AND OTHER BUSINESS FROM THE SENATE

A message from the Senate by W. J. Graham, its secretary, announcing the following Senate action:

“House Concurrent Memorial No. 1, urging Congress to amend old age assistance of social security act to except non-taxable tribal Indians, passed by a vote of 14 ayes, 5 not voting.”

The clerk was instructed to record the action of the Senate, and convey the bill to the Governor.

#### THIRD READING OF BILLS

HOUSE BILL NO. 4, entitled, An Act, relating to trade practices; and providing for the protection of trademark owners, distributors and the public against injurious and uneconomic trade practices, was read the third time in full and passed the House by the following vote:

Ayes: Armstrong, Bahchelder, Bowing, Chavez, Chisum, Curry, Danenhauer, Davis, Franklin, Gardner, Goodson, Gray, Heron, Hill, Isley, Love, Mader, Marks, Morrow, Murray, O'Neill, Patterson, Petersen of Maricopa, Porter, Rapp, Richards, Riggs, Rosenbaum, Sharpe, Shelton, Spaid, Sullivan, Webb, Williams, Wilson, Wisdom, Wisener, Mr. Speaker, Mr. Speaker pro tempore—39.

Nays: Gillett, Imler, Kenworthy, Orthel, Palmer, Penny, Petersen of Navajo, Pratt, Reichard, Skinner, Steinel, Thompson—12.

The following members asked that explanation of their vote on House Bill No. 4 be spread upon the Journal:

“Mr. Speaker pro tempore:

In view of the fact that our Judiciary Committee failed to validate the constitutionality of the so-called fair trade act, when reported out of that committee, and in view of the fact that the chairman of that committee refused to answer or even comment upon the constitutionality of this bill when questioned from the floor by a member of the House in the Committee of the Whole House:

I am forced to repeat my action of the twelfth regular session where I contended that this act was in direct conflict with Section 15 of Article 14 of the constitution of the State of Arizona, which I have taken oath to uphold and defend. It is also, in my opinion, in direct conflict with chapter 77, Section 3212, revised code of Arizona of 1928.

Regardless of my desire to support, and my sympathetic feeling for such a bill as this, the above stated con-

ditions prevent me from reversing my opinion of the twelfth regular session.

Therefore, I vote 'No'.

TOM J. IMLER."

"Mr. Speaker pro tempore:

This same bill was before us in the twelfth legislature. I was opposed to it principally on account of the provisions of Section 4. The Governor vetoed the bill, and the courts of the country have viewed it with both favor and disfavor. The public generally seems opposed to the bill, and on the other hand, those who are advocating its passage have turned heaven and earth to put it over.

On the whole it seems to me that if a proposed law is salutary and necessary it should commend itself to the public and to the average legislator without high power pressure from the outside. My objections to the bill in its present form are the same as before, and I do not believe anyone should be influenced in their stand on the bill by a fifty cent dinner and a fan dance.

I vote 'No'.

D M. PENNY."

"Mr. Speaker pro tempore:

I object to House Bill No. 4 as class legislation and widens the gap between the producer and the consumer.

I vote 'No'.

JAMES PETERSEN."

House Bill No. 4 was signed in open session by the Speaker pro tempore, and the clerk was instructed to record the action of the House on the bill and convey it to the Senate.

HOUSE BILL NO. 13, entitled, An Act, relating to assistance to dependent children, and declaring an emergency, was read the third time in full and passed the House by the following vote:

Ayes: Armstrong, Batchelder, Bowling, Chavez, Chisum, Danenhauer, Franklin, Gardner, Gillett, Goodson, Gray, Heron, Hill, Imler, Isley, Kenworthy, Love, Mader, Marks, Morrow, Murray, O'Neill, Orthel, Patterson, Penny, Petersen, Petersen, Porter, Pratt, Rapp, Reichard, Riggs, Rosenbaum, Sharpe, Shelton, Skinner, Spaid, Steinel, Thompson, Webb, Williams, Wilson, Wisdom, Wisener, Mr. Speaker—45.

Nays: Curry, Davis, Palmer, Sullivan, Mr. Speaker pro tempore—5.

Excused: Richards—1.

The following members asked that explanation of their vote be spread upon the Journal:

“Mr. Speaker pro tempore:

In explaining my vote on this measure, House Bill No. 13, I want every member of this House to know that this bill is important and that I am heartily in sympathy with the principles of the bill, but as amended by this House Saturday, I feel certain that this bill is not only unfair to the dependent children who will receive benefits under the act but it is unfair to the taxpayer, and believing that the Senate, in its wisdom, will change the contents of this bill, thereby making intelligent legislation out of it, I am going to vote ‘aye’.

C. W. GARDNER.”

“Mr. Speaker pro tempore:

Section 1943 of the Supplementary Code creates the board of public welfare. The duties of this board are defined in this and succeeding sections. Their compensation, which is limited to traveling and other incidental expenses, is defined in Sec. 1943.

The first amendment to House Bill No. 13 which removes the administration of the existing law from the welfare board, to a new board to be appointed by the governor, definitely loses to this bill all identity to the present law. Consequently we have two boards, whose duties are identical. This bill has no repealing, amending or superceding clause and makes no provision for the board for traveling or incidental expenses.

The second amendment attempts to appropriate funds which are indefinite and which, I believe, might be detrimental to the dependent children, and I vote ‘no’.

W. R. PALMER.”

House Bill No. 13 was signed in open session by the Speaker pro tempore, and the clerk was instructed to record the action of the House on the bill and convey it to the Senate.

HOUSE BILL NO. 16, entitled, An Act, relating to the income tax, and amending section 36 of the income tax act of 1933, was read the third time in full and passed the House by the following vote:

Ayes: Batchelder, Bowling, Chavez, Chisum, Curry, Danenhauer, Davis, Franklin, Gardner, Gillett, Goodson, Gray, Heron, Hill, Imler, Isley, Kenworthy, Love, Mader, Marks, Morrow, Murray, O’Neill, Orthel, Palmer, Patterson, Penny, Petersen, Petersen, Porter, Pratt, Rapp, Reichard, Riggs, Rosenbaum, Sharpe, Shelton, Skinner, Spaid, Steinel, Sullivan, Thompson, Webb, Williams, Wilson, Wisdom, Wisener, Mr. Speaker, Mr. Speaker pro tempore—49.

Excused: Armstrong, Richards—2.

Signed in open session by the Speaker pro tempore, and the clerk was instructed to record the action of the House on the bill and convey it to the Senate.

Motion by Mr. Rosenbaum, seconded by Mr. Gray, that the House resolve itself into a Committee of the Whole House for the consideration of the bills on the Calendar. Carried, and at 10:55 a. m., the House resolved itself into a Committee of the Whole House, Mr. Rosenbaum in the chair.

At 11:55 a. m., the Committee of the Whole House rose and submitted the following report:

“Mr. Speaker:

Your Committee of the Whole House reports progress and asks leave to sit again.

W. G. ROSENBAUM,  
Chairman.”

Without objection the report of the Committee of the Whole House was received.

Motion by Mr. Rosenbaum, seconded by Mr. Richards, that the House stand at recess until 1:30 p. m.

Motion by Mr. Gillett seconded by Mr. Wisener, that the motion by Mr. Rosenbaum be amended, and that the House stand at recess until 2:00 p. m. Carried, and at 11:58 a. m., the House stood at recess.

#### AFTERNOON SESSION

At 2:00 p. m., the House resumed session, Mr. Speaker pro tempore presiding.

Mr. Steinel introduced Mr. Leonard Klein, member-elect of the House, who was accorded the privileges of the floor.

Without objection the House referred to the Order of Business, Bills and Other Business from the Senate.

#### BILLS AND OTHER BUSINESS FROM THE SENATE

Messages from the Senate by W. J. Graham, its secretary, announcing the following Senate action:

“House Concurrent Resolution No. 3, requesting reports of transmission of power from Boulder Dam, passed by a vote of 18 ayes, 1 not voting.”

The clerk was instructed to record the action of the Senate, and convey the bill to the Governor.

“House Bill No. 1, educational institutions validating act of 1936, passed by a vote of 11 ayes, 7 nays, 1 not vot-

ing, completing passage of the act without the emergency clause.”

The clerk was instructed to record the action of the Senate.

Motion by Mr. Rosenbaum, seconded by Mr. Skinner, that the House refuse to accept the message from the Senate on the passage of House Bill No. 1. Carried, and the clerk was instructed to record the action of the House, notify the Senate of such action, and return the message and bill to the Senate.

“Senate Concurrent Resolution No. 3, on the passing of Elmer Walter Coker, passed by a vote of 18 ayes, 1 not voting.”

Placed under the Order of Business, First Reading of Bills, for today.

Mr. Riggs introduced Mr. Jack Cummard, member-elect of the House, who was accorded the privileges of the floor.

#### FIRST READING OF BILLS

The following bill was read the first time by number and title only:

SENATE CONCURRENT RESOLUTION NO. 3, on the passing of Elmer Walter Coker.

Motion by Mr. Rosenbaum, seconded by Mr. Richards, that the rules be suspended, an emergency declared, and that Senate Concurrent Resolution No. 3 be placed under the Order of Business, Second Reading of Bills, for today. Carried by a two-thirds vote of all members elected to the House.

On first reading of Senate Concurrent Resolution No. 3, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading Senate Concurrent Resolution No. 3, on first reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bill was read the first time by number and title only.

#### SECOND READING OF BILLS

The following bill was read the second time by number and title only:

SENATE CONCURRENT RESOLUTION NO. 3, on the passing of Elmer Walter Coker.

Motion by Mr. Rosenbaum, seconded by Mr. Richards, that the rules be suspended, an emergency declared, and that Senate Concurrent Resolution No. 3 be placed under the Order of Business, Third Reading of Bills, for today. Carried by a two-thirds vote of all members elected to the House.

On second reading of Senate Concurrent Resolution No. 3, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading Senate Concurrent Resolution No. 3, on second reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bill was read the second time by number and title only.

### THIRD READING OF BILLS

SENATE CONCURRENT RESOLUTION NO. 3, on the passing of Elmer Walter Coker, was read the third time in full and passed the House by the following vote:

Ayes: Batchelder, Bowling, Chavez, Chisum, Danenhauer, Davis, Franklin, Gardner, Gillett, Goodson, Gray, Heron, Hill, Imler, Kenworthy, Mader, Marks, Morrow, Murray, Orthel, Palmer, Patterson, Petersen, Petersen, Porter, Pratt, Reichard, Richards, Rosenbaum, Shelton, Skinner, Steinel, Sullivan, Thompson, Webb, Wisdom, Wisener, Mr. Speaker pro tempore—38.

Excused: Armstrong, Curry, Isley, Love, O'Neill, Penny, Rapp, Riggs, Sharpe, Spaid, Williams, Wilson, Mr. Speaker—13.

Signed in open session by the Speaker pro tempore, and the clerk was instructed to record the action of the House on the bill and return it to the Senate.

Motion by Mr. Rosenbaum, seconded by Mr. Batchelder, that the House resolve itself into a Committee of the Whole House for the further consideration of the bills on the Calendar. Carried, and at 2:15 p. m., the House resolved itself into a Committee of the Whole House, Mr. Rosenbaum in the chair.

At 5:35 p. m., the Committee of the Whole House rose and submitted the following report:

“Mr. Speaker pro tempore:

Your Committee of the Whole House reports that it has had under consideration Senate Bill No. 3, and respectfully recommends:

That Senate Bill No. 3 be amended as follows: In Section 3, pages 7 and 8, Senate engrossed bill, strike first two paragraphs of (4) and insert:

‘4. Whenever in any employment it is customary to operate because of climatic conditions or the seasonal nature of the employment only during a regularly recurring period or periods of less than 44 weeks duration in any calendar year, then benefits shall be payable only on account of unemployment occurring during the regular period or periods of such seasonal employment, and no benefits shall be paid for unemployment occurring or existing during the seasonal period or periods of unemployment. It shall be the duty of the commission from time

to time to ascertain and determine or re-determine whether any particular employment is seasonal in nature and the seasonal period or periods for each such seasonal employment; provided that no employment shall be deemed to be seasonal unless,

'(a) The seasonal period of unemployment occurs at substantially the same time in each year, and

'(b) It has been customary in such seasonal employment not to operate during such seasonal period in the three years prior to the time any such determination or re-determination is made.'

Section 5, Senate engrossed bill, page 10, strike subparagraphs 'a, b and c', and insert '(a) For the week in which he has left work voluntarily without good cause, if so found by the Commission, and for such of the next following weeks which ensue before he again earns such wages that benefits will not otherwise be payable;

'(b) For the week in which he has been discharged for misconduct in connection with his work, if so found by the Commission, and for not less than the one nor more than the nine weeks which immediately follow such week (in addition to the waiting period) as determined by the Commission in each case according to the seriousness of the misconduct; provided that if the misconduct involves moral turpitude or an act for which he would be criminally liable, if so found by the Commission, then such disqualification shall continue for the week in which such misconduct occurred and for such of the next following weeks which ensue before he again earns such wages that benefits will not otherwise be payable;

'(c) If the Commission finds that being totally unemployed and otherwise eligible for benefits, he has failed, without good cause, either to apply for available suitable work when so directed by the employment office or the Commission, or to accept suitable work when offered him by the employment office or by any employer, or to return to his customary self employment (if any) when so directed by the Commission. Such ineligibility shall continue for the week in which such failure occurred and for such of the next following weeks which ensue before he again earns such wages that benefits will not otherwise be payable.';

Section 7, Senate engrossed bill, pages 19 and 20, strike subsection 1 of paragraph (b) and insert the following: '(1) Nine-tenths of one per centum with respect to employment during the calendar year 1936'; Section 10, Senate engrossed bill, page 28, line 11, after the word 'Arizona' strike the balance of the paragraph and insert 'The members of the commission shall be appointed by the governor and shall hold office co-terminous with the term of the governor.';

Page 35, section 12, line 19 of the Senate engrossed bill, after the word 'amended' insert:

"The said division shall be administered by a full-time salaried director, who shall be charged with the duty to cooperate with any official or agency of the United States having powers or duties under the provisions of the said Act of Congress, as amended, and to do and perform all things necessary to secure to this state the benefits of the said Act of Congress as amended, in the promotion and maintenance of a system of public employment offices. The provisions of the said Act of Congress, as amended, are hereby accepted by this state, in conformity with section 4 of said act, and this State will observe and comply with the requirements thereof. The State Employment Service division is hereby designated and constituted the agency of this State for the purpose of said Act.;"

And, as so amended, it do pass.

W. G. ROSENBAUM,  
Chairman."

Without objection the report of the Committee of the Whole House was received.

Without objection Senate Bill No. 3, unemployment compensation law, as amended by the Committee of the Whole House, was referred to the Committee on Enrolling and Engrossing.

While in the Committee of the Whole House, Mr. Davis introduced Mr. D. A. Adams, former member of the House, who was accorded the privileges of the floor.

While in the Committee of the Whole House, Mr. Reichard introduced Mr. A. A. Johns, former Speaker of the House, and member-elect of the House, who was accorded the privileges of the floor.

Without objection the House referred to the Order of Business, Bills and Other Business from the Senate.

#### BILLS AND OTHER BUSINESS FROM THE SENATE

Messages from the Senate by W. J. Graham, its secretary, announcing the following Senate action:

"House Bill No. 16, amendment to the income tax, passed by a vote of 18 ayes, 1 not voting."

The clerk was instructed to record the action of the Senate, and convey the bill to the Governor.

"House Bill No. 9, old age assistance act of 1936, passed by a vote of 13 ayes, 5 nays, 1 not voting, with the following amendments:

Strike all after the words 'An Act', and insert the following:

'Relating to old age assistance, and declaring an emergency.

Be it enacted by the Legislature of the State of Arizona:

Section 1. Definitions. As used in this Act:

"State board" means the state board of public welfare created by chapter 35, Session Laws 1933;

"County board" means the county board of public welfare of each of the several counties in this state created by chapter 35, Session Laws 1933;

"Applicant" means a person who has applied for assistance under this act;

"Recipient" means any person who has received assistance under the terms of this act;

"Assistance" means money payments to aged persons in need as provided in this act.

Sec. 2. Eligibility for assistance to the needy aged. Assistance shall be granted under this act to any person who:

- (a) Is sixty-five years of age or older;
- (b) Is a citizen of the United States;
- (c) Has resided in the state for at least five years within the nine years immediately preceding the application for assistance, the last year of which shall be continuous and immediately preceding the date of such application;
- (d) Has not sufficient income or other resources to provide a reasonable subsistence compatible with decency and health;
- (e) Is not an inmate of or being maintained by any municipal, state, federal, or private institution at the time of receiving assistance, save and except inmates of Pioneers Home at Prescott, Arizona; or of the United States Veterans Hospital at Ft Whipple, Arizona; or of the United States Veterans Hospital at Tucson, Arizona, who are otherwise qualified under the provisions of this act. An inmate of such an institution except penal institutions may, however, make application for such assistance but the assistance, if granted, shall not begin until after he ceases to be an inmate; provided, however, that assistance may be granted persons temporarily confined in an institution for medical or surgical care;
- (f) Has not made an assignment or transfer of property so as to render himself eligible for assistance un-

der this act, at any time within five years immediately prior to the filing of application for assistance pursuant to the provisions of this act;

(g) Is not, because of physical or mental condition, in need of continued institutional care; and such care is reasonably available to him;

(h) Does not own real property, the fair value of which, taking into consideration assessed valuations for state and county tax purposes, less all incumbrances and liens exceeds fifteen hundred dollars;

(i) Does not have or own cash or other personal property the fair value of which exceeds one thousand dollars;

(j) Has, during the twelve months immediately preceding his application, and currently continues to receive annually, an income from all sources of a net value not to exceed three hundred sixty dollars, provided that contributions and assistance from public or private charities shall not be included in the computation of the income of the applicant.

Sec. 3. Ineligibility for other public assistance. No person receiving assistance under this act shall at the same time receive any other public assistance except upon authorization of the state board from the state or from any instrumentality or political subdivision thereof, except for temporary medical or surgical aid; provided this section shall not apply to inmates of the Pioneers Home at Prescott, Arizona; or of the United States Veterans Hospital at Ft. Whipple, Arizona; or of the United States Veterans Hospital at Tucson, Arizona, if otherwise qualified as herein provided.

Sec. 4. Absence in service of the state of Arizona or of the United States. Absence in the service of the state of Arizona or of the United States shall not be deemed to interrupt residence in this state, as herein prescribed, if a domicile is not acquired outside the state.

Sec. 5. Amount of Assistance. The amount of assistance which any person shall receive, shall be determined with due regard to the resources and necessary expenditures of the individual and the conditions existing in each case and shall be sufficient, when added to all other income and support of the recipient, to provide such person with a reasonable subsistence compatible with decency and health. In determining this amount there shall be taken into consideration the standard of living to which the applicant has been accustomed and which prevails in the community of which he is a member, providing such standard is not incompatible with a standard of decency and health. In no event shall the amount of assistance paid under the provisions of this act to any recipient exceed the sum of thirty dollars for any calendar month.

## Sec. 6. Duties of state board and county boards.

## 1. The state board shall:

(a) Administer assistance to the needy aged under this act;

(b) Make rules and regulations and take such action as may be necessary or desirable for carrying out the provisions of this act. All rules and regulations made by the state board shall be binding on the county boards;

(c) Establish adequate standards for personnel employed in the administration of this act and make necessary rules and regulations to maintain such standards;

(d) Prescribe the form of and print and supply to the county boards blanks for applications, reports, affidavits and such other forms as it may deem necessary and advisable;

(e) Cooperate with the federal government in any reasonable manner, by agreements or otherwise, as may be necessary to qualify for federal grants for assistance to the needy aged and in conformity with the provisions of this act; including the adoption of such methods of administration as are found by the federal government to be necessary for the efficient operation of the plan for such assistance and the making of such reports in such form and containing such information as the federal government may from time to time require, and comply with such provisions as the federal government may from time to time find necessary, to assure the correctness and verification of such reports; and

(f) Publish an annual report not later than four months after the close of each fiscal year showing for such year the total amount paid under this act, the total number of persons assisted, and such other particulars as it may deem advisable. Such report shall be presented to the governor.

2. The county boards shall: (a) Fulfill such duties and responsibilities as may be required by the state board under the provisions of this act.

Sec. 7. Application for assistance to the needy aged. Application for assistance under this act shall be made to the county board of the county in which the applicant resides. The application shall be in writing or reduced to writing in the manner and upon the forms prescribed by the state board and shall be verified by the oath of the applicant. Such application shall contain a statement of the amount of property both personal and real in which the applicant has an interest and of all income which he may have at the time of the filing of the application, and a statement of any property assigned or transferred within the five years immediately prior to the fil-

ing of the application for assistance, and such further information as may be prescribed by the state board.

Sec. 8. Investigation of applications. Whenever a county board receives an application for assistance under this act an investigation and record shall promptly be made of the circumstances of the applicant to ascertain the facts supporting the application and such other information as may be required by the rules of the state board.

The county board and the state board and the officers and authorized employees thereof shall have the power to conduct examinations, subpoena witnesses, require the attendance of witnesses, and the production of books, records and papers; and shall pay all such witnesses the same fees as are now paid to witnesses in the United States District Court of the state of Arizona. The officers and employees designated by the state board may, also, administer oaths and affirmations.

Sec. 9. Granting of assistance. Upon the completion of such investigation the county board shall report its findings and recommendations to the state board. The state board shall decide whether the applicant is eligible for assistance under the provisions of this act and shall determine the amount of such assistance and the date on which such assistance shall begin.

In determining the amount of assistance, due account shall be taken of any income or property of the applicant and any support which he may receive from other sources. The state board shall notify the applicant of its decision in writing. Such assistance shall be paid semi-monthly or more frequently, in the discretion of the state board, to the applicant. When an application is rejected in whole or in part, or when modification of the assistance is made, written notice shall be given to applicant. Such notice shall carry information as to the opportunity for a fair hearing.

If assistance is granted, the state board shall make an award setting forth the date thereof, the recipient's name, age, and residence, the amount of monthly assistance, and such other determination or information as it may deem necessary; and shall certify the facts with respect thereto on a blank to be prescribed by it, to the state auditor. Such award shall be binding until changed, modified, suspended, discontinued, or until the death of the recipient; and assistance shall commence on the date specified in the award.

Sec. 10. Payment of assistance. When an assistance award is made by the state board, the certification herein provided for, to the state auditor shall, until modified, suspended or discontinued by order of the state board, or until the death of the recipient, be authority to the said official to draw his warrant in payment of such as-

sistance out of the old age assistance fund provided for in this act. The payment of assistance installments shall be by means of a voucher warrant or warrants to which is attached a voucher or claim which shall be signed and acknowledged by the recipient before such warrant will be honored.

Sec. 11. Appeal to the state board. If an application is not forwarded by the county board with its findings and recommendations to the state board within a reasonable time after the filing of the application or if the application is denied in whole or in part by the state board or if any award or assistance is modified or cancelled by the state board, the applicant or recipient may appeal to the state board in a manner and form prescribed by the state board. The state board shall, upon receipt of such an appeal, give the applicant or recipient an opportunity for a fair hearing.

The state board may, also, upon its own motion receive and consider any application upon which a recommendation has not been made by the county board within a reasonable time. The state board may make such additional investigation as it may deem necessary, and shall make such decision as to the granting of assistance and the amount of assistance to be granted the applicant as in its opinion is justified and in conformity with the provisions of this act. If the application is denied in whole or in part by the state board, or if any award or assistance is modified or cancelled by the state board, the applicant or recipient may appeal to the state board. The state board shall, upon receipt of such an appeal, give the applicant or recipient an opportunity for a fair hearing. All decisions of the state board shall be final.

Sec. 12. Periodic reconsideration and change in amount of assistance. All assistance grants made under this act shall be reconsidered by the county board as frequently as may be required by the rules of the state board. After such further investigation as the county board may deem necessary, or the state board may require, the amount of assistance may be changed or assistance may be entirely withdrawn if the state board finds that the recipient's circumstances have altered sufficiently to warrant such action. The state board may, at any time, cancel and revoke assistance for cause, and it may for cause suspend assistance for such period as it may deem proper. All such decisions shall be subject to review, and the granting of an opportunity for a fair hearing by the state board as provided in this act.

Sec. 13. No fees to be paid. No person shall make any charge or receive any fee for representing an applicant or recipient of assistance in any proceedings hereunder except as to criminal proceedings brought pursuant to section 16 or section 17, of this act, or with respect to any application, whether such fee or charge be paid by the applicant or recipient or any other person.

Sec. 14. Recovery from a recipient. If at any time during the continuance of assistance the recipient thereof becomes possessed of any property or income in excess of the amount stated in the application, it shall be the duty of the recipient immediately to notify the county board of the receipt or possession of such property or income, and the county board shall after investigation forward its findings and recommendations to the state board which may either cancel the assistance or alter the amount thereof in accordance with the circumstances.

If at any time after the award has been made, the state board shall find that the recipient was at the time of making application for assistance possessed of property or income which was not set forth in said application, the assistance so paid pursuant to said application or any amount thereof shall be recoverable by the state board.

The board shall forward all moneys so recovered to the state treasurer for deposit in the old age assistance fund. Payment to the United States government of any portion of the money so recovered to which it is entitled shall be as provided in section 15 of this act.

Sec. 15. Recovery from the estate. On the death of any recipient, or if a married person, the death of the surviving spouse, the total amount of the assistance paid under this act shall be allowed as a claim against the estate of the recipient to be sent to the state treasurer for deposit to the credit of the old age assistance fund provided for in this act.

The state board shall certify to the state auditor a statement of the amount so received from the estate of the recipient to which the United States government is entitled, pursuant to any agreement entered into between the state board and the United States government or any agency thereof, upon which is dependent federal grants-in-aid extended to the state of Arizona for the purposes of this act, and the state auditor shall promptly draw his warrant for such amount payable to the treasurer of the United States.

Sec. 16 Fraudulent acts. Whoever knowingly obtains, or attempts to obtain, or aids, or abets and person to obtain by means of a false statement or representation, or by impersonation, or other fraudulent device:

- (a) Assistance to which he is not entitled;
- (b) Assistance greater than that to which he is justly entitled;
- (c) Payment of any forfeited installment grant; or aids or abets in buying or in any way disposing of the property of a recipient of assistance without the consent of the state board, shall be guilty of a misdemeanor, and upon conviction thereof shall be fined not more than two

hundred and fifty dollars or be imprisoned for not more than three months, or be both so fined and imprisoned in the discretion of the court. In assessing the penalty, the court shall take into consideration the amount of money fraudulently received.

Sec. 17. Violation penalty. Whoever violates any provision of this act for which no penalty is specifically provided shall be guilty of a misdemeanor, and upon conviction shall be sentenced to pay a fine not exceeding two hundred and fifty dollars or to undergo imprisonment in the county jail not exceeding three months or both.

Sec. 18. Assistance not assignable. Assistance granted under this act shall not be transferable or assignable, at law or in equity, and none of the money paid or payable under this act shall be subject to execution, levy, attachment, garnishment or other legal process, or to the operation of any bankruptcy or insolvency law.

Sec. 19. Confidential nature of records. All applications and records concerning any applicant shall be confidential, and shall be open to inspection, only to persons duly authorized by the state board or the federal government in connection with their official duties, except that any part of the records used as basis for denying assistance must be made available to the applicant for inspection in case of a fair hearing.

Sec. 20. Funeral expenses. On the death of the recipient, reasonable funeral expenses not exceeding seventy-five dollars may be paid by the state board, if the estate of the deceased is insufficient to pay the same.

Sec. 21. Duties of the state treasurer. The state treasurer is authorized and directed (a) to receive and deposit in the old age assistance fund all money paid to the state for purposes of this act by the secretary of the treasury of the United States as provided by federal law; (b) upon receipt of such money from the United States, and immediately upon warrant of the state auditor, to disburse such money as authorized by the state board in accordance with the provisions of this act.

Sec. 22. Old age assistance fund. There is hereby created and established in the state treasury an old age assistance fund. This fund shall consist of:

1. All state funds provided by law for the purpose of this act and for its administration;

2. Such funds as are granted to the state of Arizona by the federal government for assistance to needy aged persons or for the administration of the same.

Such funds shall be exempt from the provisions of the state financial code, in so far as the same provides for

any balance reverting to the general fund at the end of the fiscal year.

Sec. 23. Director. The state board shall establish a division of old age assistance, and shall appoint a director of this division to administer under the supervision of the secretary of the board the provisions of this act. He shall receive a salary of not more than forty-two hundred dollars per annum. He shall be removable only for cause.

Sec. 24. Quarterly reports by the state board. The state board shall, as soon as is practicable prior to the beginning of each quarter, file with the state treasurer and the state auditor a certificate stating the total of the estimated expenditures in the state during such quarter, as approved by the state board, and secure a certificate of the state treasurer stating the amount of state funds available for payment of said total estimated expenditures; and file with the federal government, in the manner and form prescribed by it, a report of said total estimated expenditures in the state, together with copies of all certificates of the state.

Sec. 25. Representation by attorney general. The attorney general shall, upon the request of the state board, represent it or any county board in any legal proceedings involving a violation of any of the provisions of this act.

Sec. 26. Appropriation. For the fiscal year ending June 30, 1937, there is hereby appropriated to the old age assistance fund to be used for the purposes of this act and necessary administrative expenses the following amounts;

1. From moneys in the general fund not otherwise appropriated four hundred fifty thousand dollars;
2. All money received pursuant to the provisions of this act.

For the fiscal year ending June 30, 1938, and each fiscal year thereafter, there is hereby appropriated to the old age assistance fund to be used for the purposes of this act and necessary administrative expenses the following amounts, provided that the sum from sources of state taxation expended in any such fiscal year for administrative expenses shall not exceed five per cent of the total expenditure out of the old age assistance fund for the payment of old age assistance:

(a) All moneys received pursuant to the provisions of this act;

(b) All moneys received from taxes levied as follows: Prior to the first day of July of each year the state board shall prepare and certify to the state tax commission an estimate of the total amount of money required to be raised by direct taxation for the ensuing fiscal year for the payment of old age assistance and necessary adminis-

trative expenses. Such estimate shall be made by estimating the total money needed for old age assistance and necessary administrative expenses and deducting therefrom the amounts, or estimated amounts, that will be received in such fiscal year from sources other than direct taxation.

The state tax commission, as a part of the annual tax levy, shall levy a tax sufficient to produce the amount shown by such certified estimate as required to be raised by direct taxes.

Sec. 27. Personal liability of officers and employees. Neither the members of the state board or county boards, nor the employees of the state board, or county boards shall be personally liable, except to the state of Arizona for any official act done or omitted in connection with the performance of their respective duties under the provisions of this act.

Sec. 28. Limitations of act. All assistance granted under this act shall be deemed to be granted and to be held subject to the provisions of any amending or repealing act that may hereafter be passed, and no recipient shall have any claim for compensation, or otherwise, by reason of his assistance being affected in any way by any amending or repealing act.

Sec. 29. Repeal. Chapter 34 Session Laws 1933 is repealed, effective June 30, 1937, and no old age pension awarded thereunder shall continue beyond that date. Persons now receiving old age pensions under chapter 34 Session Laws 1933 shall cease to be eligible for old pensions thereunder if and when they have qualified under this act for old age assistance. Following the effective date of this act the county old age pension commissions of the respective counties as provided for in chapter 34 Session Laws 1933 shall not thereafter receive any application for old age pensions under said chapter.

Sec. 30. Severability. Should any section, paragraph, sentence, clause or phrase of this act be declared unconstitutional or invalid for any reason, the remainder of said act shall not be affected thereby.

Sec. 31. Short title. This act is known and may be cited as the old age assistance act of 1936.

Sec. 32. Emergency. To preserve the public peace, health, and safety, it is necessary that this act shall become immediately operative. It is, therefore, declared to be an emergency measure, and shall take effect upon its passage in the manner provided by law."

The clerk was instructed to record the action of the Senate.

Motion by Mr. Rosenbaum, seconded by Mr. Spaid, that the

House do not concur in the Senate amendments to House Bill No. 9 and that a committee be appointed to confer with a like committee from the Senate concerning the matter of disagreement. Carried, and Mr. Speaker pro tempore appointed members Rosenbaum, Sullivan and Reichard as such a committee. The clerk was instructed to record the action of the House and notify the Senate of such action.

Motion by Mr. Wisener, seconded by Mr. Gillett, that the House stand adjourned until 10:00 a. m., Tuesday, November 24, 1936. Carried, and at 5:40 p.m., the House so adjourned.

JAMES E. BABBITT,  
Speaker pro tempore of the House.

ATTEST: LALLAH RUTH,  
Chief Clerk.

## TUESDAY, NOVEMBER 24

The House met at 10:00 a. m., in conformity with the rules, Mr. Speaker presiding.

Roll call showed the following members present:

Armstrong, Babbitt, Batchelder, Bowling, Chavez, Chisum, Curry, Danenhauer, Davis, Franklin, Gardner, Gillett, Goodson, Gray, Heron, Hill, Imler, Isley, Kenworthy, Love, Mader, Marks, Morrow, Murray, O'Neill, Orthel, Palmer, Penny, Petersen, Petersen, Porter, Pratt, Rapp, Reichard, Richards, Riggs, Rosenbaum, Sharpe, Shelton, Skinner, Spaid, Sullivan, Thompson, Webb, Williams, Wilson, Wisdom, Wisener, Mr. Speaker—49.

Excused: Patterson, Steinel—2.

Reverend Thomas C. Harris, Chaplain of the House, offered prayer.

At 10:05 a. m., Mr. Speaker called Mr. Babbitt, Speaker pro tempore, to the chair.

By unanimous consent the reading of the Journal of Monday, November 23, 1936, was dispensed with, and the Journal of Saturday, November 21, 1936, was approved.

The privileges of the floor were accorded to Mr. Harry Valentine, former member of the House.

### REPORTS OF STANDING COMMITTEES

Standing committees submitted the following reports:

“November 24, 1936.

Mr. Speaker pro tempore:

Your Committee on Enrolling and Engrossing reports that it has engrossed the following:

Senate Bill No. 3, unemployment compensation law.

W. G. ROSENBAUM,  
Chairman."

Senate Bill No. 3 was placed under the Order of Business, Third Reading of Bills, for today.

"November 24, 1936.

Mr. Speaker pro tempore:

Your Committee on Judiciary reports that it has had under consideration House Concurrent Memorial No. 2, relating to construction of addition to capitol building, and respectfully recommends, that in the opinion of your committee the bill is constitutional and in proper form.

JOHN H. RAPP,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House, awaiting reports of the Committees on Petitions and Memorials, Appropriations and Public Institutions.

"November 24, 1936.

Mr. Speaker pro tempore:

Your Committee on Judiciary reports that it has had under consideration Senate Bill No. 7, refunding bond improvement act, and respectfully returns same for the consideration of the House.

JOHN H. RAPP,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House, to be considered with the report of the Committee on Agriculture and Irrigation.

"November 24, 1936.

Mr. Speaker pro tempore:

Your Committee on Public Institutions reports that it has had under consideration House Concurrent Memorial No. 2, relating to construction of addition to capitol building, and respectfully returns same for the consideration of the House.

WM. WISENER,  
Chairman."

Placed on the House Calendar of the Committee of the Whole House, awaiting reports of the Committees on Petitions and Memorials, and Appropriations.

“November 24, 1936

Mr. Speaker pro tempore:

Your Committee on Petitions and Memorials reports that it has had under consideration House Concurrent Memorial No. 2, relating to construction of addition to capitol building, and respectfully recommends:

Majority report: returns same for the consideration of the House.

WM. F. GILLETT,  
ROBT. E. MORROW,  
FRANK BOWLING,  
W. R. PALMER,

Chairman.

Minority report: it do pass.

MATT DANENHAUER.”

Placed on the House Calendar of the Committee of the Whole House, awaiting report of the Committee on Appropriation.

“November 24, 1936

Mr. Speaker pro tempore:

Your Committee on Appropriation reports that it has had under consideration House Concurrent Memorial No. 2, relating to construction of addition to capitol building, and respectfully returns same for the consideration of the House.

J. C. WILSON,  
Chairman.”

Placed on the House Calendar of the Committee of the Whole House, to be considered with reports of the Committees on Petitions and Memorials, Judiciary and Public Institutions.

“November 24, 1936

Mr. Speaker pro tempore:

Your Committee on Rules reports for the consideration of the House, in the order named, the following bills:

House Bills Nos. 12, 11, 8, Senate Bills Nos. 1, 7, House Bill No. 14 and House Concurrent Memorial No. 2.

B. J. O'NEILL,  
Vice-Chairman.”

Placed on the Calendar of the Committee of the Whole House.

## BUSINESS ON THE SPEAKER'S DESK

Communications from the Governor, B. B. Moeur, were read, giving notice that he had transmitted to the Secretary of State with his approval the following:

House Concurrent Memorial No. 1, urging Congress to amend old age assistance of social security act to except non-taxable tribal Indians.

House Concurrent Resolution No. 1, recommending fencing of certain highways.

House Concurrent Resolution No. 3, requesting reports of transmission of power from Boulder Dam.

A communication to Mr. Speaker, conveying a message of good will from Governor Cazares of Mexico, was read. Placed on file.

The privileges of the floor were accorded to Mr. S. A. Spear, former Speaker of the House, and Mr. Frank Beer, former member of the House.

At 10:30 a. m., the Sergeant-at-Arms announced that Mr. Steinel had taken his seat.

## THIRD READING OF BILLS

Motion by Mr. Sullivan, seconded by Mr. Richards, that the rules be suspended, an emergency declared, and that the House sit as in Committee of the Whole House for the purpose of amending Senate Bill 3, unemployment compensation law. Carried by a two-thirds vote of all members elected to the House.

"Mr. Speaker pro tempore:

The House acting as a Committee of the Whole House has had under consideration Senate Bill No. 3, and offers the following amendment:

Motion by Mr. Rosenbaum, seconded by Mr. Armstrong, that the rules be suspended, an emergency declared, and that in Section 7 of Senate engrossed bill, page 19, line 4, after the word 'year,' strike the balance of line 4 and all of lines 5, 6 and 7. Carried by a two-thirds vote of all members elected to the House.

Motion by Mr. Rosenbaum, seconded by Mr. Armstrong, that Senate Bill No. 3, as amended, do pass. Carried by a two-thirds vote of all members elected to the House."

Without objection the report was received.

Without objection Senate Bill No. 3, unemployment compensation law, was re-referred to the Committee on Enrolling and Engrossing.

Without objection the House referred to the Order of Business, Reports of Standing Committees.

#### REPORTS OF STANDING COMMITTEES

The Committee on Enrolling and Engrossing submitted the following report:

“November 24, 1936.

Mr. Speaker pro tempore:

Your Committee on Enrolling and Engrossing reports that it has made the amendment ordered and engrossed Senate Bill No. 3, unemployment compensation law.

W. G. ROSENBAUM,  
Chairman.”

Senate Bill No. 3 was placed under the Order of Business, Third Reading of Bills, for today.

#### THIRD READING OF BILLS

SENATE BILL NO. 3, entitled, An Act, providing for unemployment compensation; defining terms; providing for the payment of benefits to unemployed individuals, the amount and duration of such benefits, the condition for the payment thereof and the eligibility of unemployed individuals to receive such benefits; establishing a procedure for the determination and payment of benefit claims and for review of such determination; providing for contributions to be paid by employers to be used for the payment of benefits; providing a system of merit rating in reduction of or in lieu of contributions; defining employers subject to the act and providing for the election by other employers to become subject to the act; establishing an unemployment compensation fund and other funds for the purpose of payment of benefits and the administration of the act; establishing a commission to administer the act and defining its powers and duties; providing for an employment service division of the commission and the transfer thereto of the duties, powers and funds of the employment service division of the board of directors of state institutions; accepting the provision of the Wagner-Peyser act; providing procedure for the collection of contributions; providing penalties for the violation of the provisions of the act; providing for the suspension of the act upon the happening of certain events and the refunding of contributions; and declaring an emergency, was read the third time in full and passed the House by the following vote:

Ayes: Armstrong, Batchelder, Bowling, Chavez, Chisum, Curry, Danenhauer, Davis, Franklin, Gardner, Gillett, Goodson, Gray, Heron, Hill, Imler, Isley, Kenworthy, Love, Mader, Marks, Morrow, Murray, O'Neill, Orthel, Palmer, Penny, Petersen, Petersen, Porter, Pratt, Rapp, Reichard, Richards, Riggs, Rosenbaum, Sharpe, Shelton, Skinner, Spaid, Steinel, Sullivan, Thompson, Webb, Williams, Wilson, Wisdom, Wisener, Mr. Speaker, Mr. Speaker pro tempore—50.

Excused: Patterson—1.

Mr. Gardner explained his vote on Senate Bill No. 3 as follows and asked that it be spread upon the Journal:

“Mr. Speaker pro tempore:

My explanation on House Bill No. 13 expresses my sentiments on this Senate Bill No. 3 and for the same reasons I so record my vote.

C. W. GARDNER.”

Senate Bill No. 3 was signed in open session by the Speaker pro tempore, and the clerk was instructed to record the action of the House on the bill and return it to the Senate.

Without objection the House referred to the Order of Business, Bills and Other Business from the Senate.

#### BILLS AND OTHER BUSINESS FROM THE SENATE

A message from the Senate by W. J. Graham, its secretary, announcing the following Senate action:

“Appointment of Senate Conferees Reinhardt, McEachren and Bush in the matter of the disagreement to Senate amendments to House Bill No. 9, old age assistance act of 1936.”

The clerk was instructed to record the action of the Senate.

Motion by Mr. Rosenbaum, seconded by Mr. Hill, that the House stand at recess until 1:30 p. m. Carried, and at 11:50 a. m., the House stood at recess.

#### AFTERNOON SESSION

At 1:30 p. m. the House resumed session, Mr. Speaker presiding.

Without objection the House referred to the Order of Business, Bills and Other Business from the Senate.

#### BILLS AND OTHER BUSINESS FROM THE SENATE

A message from the Senate by W. J. Graham, its secretary, announcing the following Senate action:

“Senate refused to concur in the House amendments to Senate Bill No. 3, unemployment compensation law, and appoints Senate Conferees Patterson, Smith and Hunt and requests the House to appoint a like committee to consider the matter of disagreement on the bill.”

The clerk was instructed to record the action of the Senate.

Motion by Mr. Rosenbaum, seconded by Mr. Batchelder, that the House accede to the request of the Senate and appoint a House Conference Committee in the matter of disagreement to the House amendments to Senate Bill No. 3. Carried, and Mr. Speaker appointed members O'Neill, Gray and Heron as such a committee. The clerk was

instructed to record the action of the House and notify the Senate of such action.

Mr. O'Neill, in behalf of the members and attaches of the House, presented Mr. Speaker with a Hamilton watch.

Mr. Speaker thanked the members and attaches for their gift.

Mr. Speaker was serenaded by a Filipino stringed orchestra.

Mr. Speaker expressed his appreciation for the serenade.

At 1:50 p. m., Mr. Speaker called Mr. Babbitt, Speaker pro tempore, to the chair.

Motion by Mr. Rosenbaum, seconded by Mr. Batchelder, that the House resolve itself into a Committee of the Whole House for the consideration of the bills on the Calendar. Carried, and at 1:51 p. m., the House resolved itself into a Committee of the Whole House, Mr. Riggs in the chair.

At 2:45 p. m., the Committee of the Whole House rose and submitted the following report:

“Mr. Speaker pro tempore:

Your Committee of the Whole House reports that it has had under consideration House Bills Nos. 12, 11, 8, Senate Bills Nos. 1, 7 and House Bill No. 14, and respectfully recommends:

That House Bill No. 12 retain its place on the Calendar;

That House Bill No. 11 retain its place on the Calendar;

That House Bill No. 8 retain its place on the Calendar;

That Senate Bill No. 1 retain its place on the Calendar;

That Senate Bill No. 7 retain its place on the Calendar;

That House Bill No. 14 be amended as follows: page 1 section 1, line 2, after word ‘Board’ strike balance of line and all of line 3, and insert ‘means state board of social security and welfare to consist of three members to be appointed by the governor whose term of office shall be co-terminous with that of the governor.’;

Page 1, section 1, line 4, after the word ‘board’, strike balance of line, all of lines 5 and 6, and insert ‘means the county board of supervisors’;

Page 9, section 24, line 27, change ‘fifty’ to ‘one-hundred’;

Page 9, section 24, line 29, after the word ‘same’ insert ‘provided that burial shall be made in a cemetery not intended for indigent burials’;

Page 2, section 3, line 10, after word 'age' insert 'or older';

Page 8, section 18, line 14, after the word 'fund', strike balance of paragraph and insert:

"The state board shall certify to the state auditor a statement of the amount so received from the recipient to which the United States government is entitled, pursuant to any agreement entered into between the state board and the United States government or any agency thereof, upon which is dependent federal grants-in-aid extended to the state of Arizona for the purposes of this act, and the state auditor shall promptly draw his warrant for such amount payable to the treasurer of the United States.;"

Section 29, page 10, line 23, strike all of section 29 and insert:

'Section 29. Appropriation. To carry out the provisions of this act all moneys appropriated for and now standing to the credit of the state board of public welfare, as created by chapter 35, session laws of 1933, regular session, for such purposes and objects, are appropriated to the use of the state board of social security and welfare.;"

And, as so amended, it do pass.

L. ALTON RIGGS,  
Chairman."

Without objection the report of the Committee of the Whole House was received.

Without objection House Bills Nos. 12, 11, 8 and Senate Bills Nos. 1 and 7 retained their places on the Calendar of the Committee of the Whole House.

Without objection House Bill No. 14, assistance to needy blind act of 1936, as amended by the Committee of the Whole House, was referred to the Committee on Enrolling and Engrossing.

At 2:15 p. m., the Sergeant-at-Arms announced that Mr. Patterson had taken his seat.

Mr. Wisener, out of respect to, and in appreciation of the ardent and untiring efforts of Honorable John H. Rapp, in fulfilling his duties as chairman of the Committee on Judiciary, presented him with a bouquet of American beauty roses.

Motion by Mr. Penny, seconded by Mr. Marks, that the House resolves itself into a Committee of the Whole House for the consideration of the bills on the calendar. Carried, and at 2:46 p. m., the House resolved itself into a Committee of the Whole House, Mr. Riggs in the chair.

At 4:00 p. m., the Committee of the Whole House rose and submitted the following report:

“Mr. Speaker pro tempore:

Your Committee of the Whole House reports that it has had under consideration House Bills Nos. 12 and 11, and respectfully recommends:

That House Bill No. 12 do pass;

That House Bill No. 11 do pass.

L. ALTON RIGGS,  
Chairman.”

Without objection the report of the Committee of the Whole House was received.

Without objection House Bill No. 12, making appropriation to University of Arizona for buildings and establishment of experimental farm, was referred to the Committee on Enrolling and Engrossing.

Without objection House Bill No. 11, relating to basic sciences, was referred to the Committee on Enrolling and Engrossing.

Without objection the House referred to the Order of Business, First Reading of Bills.

#### FIRST READING OF BILLS

The following bill was read the first time in full:

HOUSE CONCURRENT RESOLUTION NO. 4 by Mr. Bohlinger of Santa Cruz, expressing appreciation to governor of Sonora for members of the twelfth legislature.

Motion by Mr. Bohlinger, seconded by Mr. Wilson, that the rules be suspended, an emergency declared, and that House Concurrent Resolution No. 4 be placed under the Order of Business, Second Reading of Bills, for today. Carried by a two-thirds vote of all members elected to the House.

#### SECOND READING OF BILLS

The following bill was read the second time by number and title only:

HOUSE CONCURRENT RESOLUTION NO. 4, by Mr. Bohlinger of Santa Cruz, expressing appreciation to governor of Sonora for members of the twelfth legislature.

Motion by Mr. Wilson, seconded by Mr. Hill, that the rules be suspended, an emergency declared, and that House Concurrent Resolution No. 4 be placed under the Order of Business, Third Reading of Bills, for today. Carried by a two-thirds vote of all members elected to the House.

On second reading of House Concurrent Resolution No. 4., motion by Mr. Rosenbaum, seconded by Mr. Richards, that the require-

ment of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading House Concurrent Resolution No. 4, on second reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bill was read the second time by number and title only.

### THIRD READING OF BILLS

HOUSE CONCURRENT RESOLUTION NO. 4, expressing appreciation to governor of Sonora for members of the twelfth legislature, was read the third time in full and passed the House by the following vote:

Ayes: Armstrong, Batchelder, Bowling, Chavez, Chisum, Curry, Davis, Franklin, Gardner, Gillett, Goodson, Hill, Imler, Kenworthy, Love, Mader, Marks, Morrow, Murray, Orthel, Palmer, Patterson, Penny, Petersen, Petersen, Porter, Pratt, Rapp, Reichard, Richards, Riggs, Rosenbaum, Sharpe, Shelton, Skinner, Spaid, Steinel, Sullivan, Thompson, Webb, Williams, Wilson, Wisdom, Wisener, Mr. Speaker, Mr. Speaker pro tempore—46.

Absent: Danenhauer, Isley—2.

Excused: Gray, Heron, O'Neill—3.

Signed in open session by the Speaker pro tempore, and the clerk was instructed to record the action of the House on the bill and convey it to the Senate.

Motion by Mr. Wisdom, seconded by Mr. Batchelder, that the House resolve itself into a Committee of the Whole House for the consideration of the bills on the Calendar. Carried, and at 4:08 p. m., the House resolved itself into a Committee of the Whole House, Mr. Riggs in the chair.

At 5:20 p. m., the Committee of the Whole House rose and submitted the following report:

"Mr. Speaker pro tempore:

Your Committee of the Whole House reports that it has had under consideration House Bill No. 8 and Senate Bill No. 1, and respectfully recommends:

That House Bill No. 8 retain its place on the Calendar;

That Senate Bill No. 1 do pass.

L. ALTON RIGGS,  
Chairman."

Without objection the report of the Committee of the Whole House was received.

Without objection House Bill No. 8 retained its place on the Calendar of the Committee of the Whole House.

Without objection Senate Bill No. 1, relating to salaries of state officers, was placed under the Order of Business, Third Reading of Bills, for today.

At 5:25 p. m., the Sergeant-at Arms announced a committee from the Senate, consisting of Senators McEachren, Harrison and Collins, who announced that the Senate had completed its labors and was ready to adjourn sine die. Mr. Speaker pro tempore thanked the committee.

Motion by Mr. Wisener, seconded by Mr. Imler, that a committee be appointed to notify the Senate that the House is ready to adjourn sine die. Lost.

Without objection the House referred to the Order of Business, Reports of Select Committees.

#### REPORTS OF SELECT COMMITTEES

The Joint Conference Committee on House Bill No. 9 submitted the following report:

“November 24, 1936.

Mr. Speaker pro tempore:

Your Conferees in the matter of disagreement to Senate amendments to House Bill No. 9, respectfully recommends:

In section 1 thereof, the House recedes and accepts the Senate amendment as to the state board and the Senate recedes and accepts the House provisions as to the county boards.

In section 2, sub-sections (h), (i) and (j) the House recedes and accepts the Senate amendment.

In section 3 the House accepts the Senate amendment.

In section 8 the House accepts the Senate amendment.

In section 9 the House accepts the Senate amendment.

In section 11 the Senate accepts the House amendment.

In section 12 the House accepts the Senate amendment.

In section 14 the House recedes and accepts the Senate amendment which strikes the four last lines of the first

paragraph of Section 14. After the word 'circumstances' strike the remainder of the paragraph.

In line four of the second paragraph of section 14, and after the word 'application' the Senate accepts the House amendment as follows:

'If disclosed will have made a material reduction in the amount of pension granted, or would have made the pensioner ineligible,' and the Senate further recedes and accepts the House amendment to Section 14 as follows:

After the word 'fund', at the end of the second line of the last paragraph of the engrossed copy of the bill, 'The state board shall certify to the state auditor a statement of the amount so received from the recipient to which the United States government is entitled, pursuant to any agreement entered into between the state board and the United States government or any agency thereof, upon which is dependent federal grants-in-aid extended to the state of Arizona for the purposes of this act, and the state auditor shall promptly draw his warrant for such amount payable to the treasurer of the United States.'

Section 15 of senate bill is stricken and all subsequent sections are to be re-numbered in accordance with the house bill through sections 15 to 28 inclusive.

Section 15, sub-section (c) the House accepts the Senate amendment.

In section 19 the Senate and the House recede and agree upon \$90.00 for funeral benefits and the House recedes from its amendment at the end of section 19.

In section 22 the House recedes to Senate amendment relative to salary and to expiration of director's term.

In section 25, the House recedes to the Senate amendments in sub-section one thereof and where the Senate changed the figures '1' and '2' to read (a) and (b).

Section 28 the Senate accepts the House amendment by the insertion therein of a new section to be numbered (28), to read as follows:

'Section 28. Assignment of property. Whenever it appears that any person receiving or applying for an old-age pension under and by virtue of chapter 34, session laws of 1933, regular session, has under color of the provisions of section 13 of said act, or under any pretext whatever, been required by the board of supervisors of the county in which such pensioner resides to execute, in favor of said board or of the county or state, a quit-claim deed, deed of trust, or other form of release, relinquishment, or assignment of any real property owned or held by such

pensioner, such deed, relinquishment, assignment, or other instrument is declared to be null and void, and the requirement thereof to be contrary to public policy'.

And all the remainder of the sections are to be numbered as they are numbered in the senate bill.

## SENATE CONFEREES:

D. E. RIENHARDT,  
Chairman,  
E. H. McEACHREN,  
NELLIE T. BUSH.

## HOUSE CONFEREES:

W. G. ROSENBAUM,  
Chairman,  
V. A. REICHARD,  
HARRY J. SULLIVAN."

Motion by Mr. Rosenbaum, seconded by Mr. Richards, that the House adopt the report of the Joint Conference Committee. Lost by the following vote:

Ayes: Danenhauer, Davis, Franklin, Gardner, Heron, Isley, Kenworthy, O'Neill, Orthel, Rapp, Reichard, Richards, Spaid, Webb, Williams, Wisdom, Mr. Speaker, Mr. Speaker pro tempore—18.

Nays: Armstrong, Batchelder, Bowling, Chavez, Chisum, Curry, Gillett, Goodson, Gray, Hill, Imler, Love, Mader, Marks, Morrow, Murray, Palmer, Patterson, Penny, Petersen, Petersen, Porter, Pratt, Riggs, Rosenbaum, Sharpe, Shelton, Skinner, Steinel, Sullivan, Thompson, Wisener—32.

Absent: Wilson—1.

Motion by Mr. Rosenbaum, seconded by Mr. Williams, that the House do not adopt the report of the Joint Conference Committee, and that a new committee be appointed to confer with a like committee from the Senate concerning the matter of disagreement. Carried, and Mr. Speaker pro tempore appointed members Williams, Imler and Murray as such a committee. The clerk was instructed to record the action of the House, and notify the Senate of such action.

Motion by Mr. Williams, seconded by Mr. Wisener, that a committee be appointed to notify the Senate that the House is ready to adjourn sine die. Lost.

The Joint Conference Committee on Senate Bill No. 3 submitted the following report:

"November 24, 1936.

Mr. Speaker pro tempore:

Your Conferees in the matter of disagreement to House amendments to Senate Bill No. 3, respectfully recommends:

The Senate committee recedes in favor of the House amendment to section 3, pages 7 and 8 of the engrossed bill.

The Senate committee recedes in favor of House amendment to Section 5, page 10, of the engrossed bill.

The Senate committee recedes in favor of the House amendment to section 7, pages 19 and 20, of the engrossed bill.

The Senate committee recedes in favor of the House amendment to section 12, page 35, of the engrossed bill.

The House committee recedes in favor of the contents of Senate Bill No. 3, covering section 10, pertaining to the unemployment compensation commission; Messrs. O'Neill and Heron voting in the affirmative, and Mr. Gray voting in the negative in this particular.

The Senate committee recedes in favor of the House amendment to section 12, page 35, of the engrossed bill.

All references above mentioned refer to amendments reported to the President of the Senate by the Clerk of the House of Representatives as to amendments dated November 24th, 1936. A copy of same being attached hereto and being a part hereof.

We further advise that both committees have unanimously agreed on the amendments to all parts of said Senate Bill No. 3, save and except the amendment to section 10, page 28, line 11, engrossed bill, entitled unemployment compensation commission.

Copy of House amendments to Senate Bill No. 3 as transmitted by the chief clerk of the House to the president of the Senate:

All references are to Senate engrossed bill.

"Section 3, pages 7 and 8, strike the first 2 paragraphs of (4) and insert: '(4) Whenever in any employment it is customary to operate because of climatic conditions or the seasonal nature of the employment only during a regularly recurring period or periods of less than forty-four weeks duration in any calendar year, then benefits shall be payable only on account of unemployment occurring during the regular period or periods of such seasonal employment and no benefits shall be paid for unemployment occurring or existing during the seasonal period or periods of unemployment. It shall be the duty of the commission from time to time to ascertain and determine or re-determine whether any particular employment is seasonal in nature and the seasonal period or periods for each such seasonal employment; provided that no employment shall be deemed to be seasonal unless,

'(a) The seasonal period of unemployment occurs at substantially the same time in each year, and

'(b) It has been customary in such seasonal employment not to operate during such seasonal period in the three years prior to the time any such determination or re-determination is made'.

Section 5, page 10, strike all of sub-paragraphs (a), (b) and (c) and insert the following:

“(a) For the week in which he has left work voluntarily without good cause, if so found by the commission, and for such of the next following weeks which ensue before he again earns such wages that benefits will not otherwise be payable;

“(b) For the week in which he has been discharged for misconduct in connection with his work, if so found by the commission, and for not less than the one nor more than the nine weeks which immediately follow such week (in addition to the waiting period) as determined by the commission in each case according to the seriousness of the misconduct; provided that if the misconduct involves moral turpitude or an act for which he would be criminally liable, if so found by the commission, then such disqualification shall continue for the week in which such misconduct occurred and for such of the next following weeks which ensue before he again earns such wages that benefits would not otherwise be payable.”

“(c) If the commission finds that being totally unemployed and otherwise eligible for benefits, he has failed, without good cause, either to apply for available suitable work when so directed by the employment office or the commission, or to accept suitable work when offered him by the employment office or by any employer, or to return to his customary self employment (if any) when so directed by the commission. Such ineligibility shall continue for the week in which such failure occurred and for such of the next following weeks which ensue before he again earns such wages that benefits will not otherwise be payable.”

Section 7, pages 19 and 20, strike sub-section 1, of paragraph (b) and insert: “(1) Nine-tenths of one percentum with respect to employment during the calendar year 1936.”

Section 10, page 28, line 11, after the word “Arizona” strike the balance of the paragraph and insert: “the members of the commission shall be appointed by the governor and shall hold office co-terminous with the term of the governor.”

Section 12, page 35, line 19, after the word “amended” insert: “The said division shall be administered by a full time salaried director, who shall be charged with the duty to cooperate with any official or agency of the United States having powers or duties under the provisions of the said act of congress, as amended, and to do and perform all things necessary to secure to this state the benefits of the said act of congress, as amended, in the promotion and maintenance of a system of public employment offices. The provisions of the said act of congress, as amended, are hereby accepted by this state, in conformity with section 4 of said act, and this state will observe and comply with the requirements thereof. The state employment service division is hereby designated and constituted the agency of this state for the purpose of said act.”

Section 7, page 19, line 4, after the word "year" strike "except that for the one month period beginning December 1, 1936, such contributions shall accrue and become payable with respect to wages payable for employment during the one month beginning December 1, 1936."

## SENATE CONFEREES:

W. E. PATTERSON,  
Chairman,  
J. HUBERT SMITH,  
J. S. HUNT.

## HOUSE CONFEREES:

B. J. O'NEILL  
Chairman  
M. A. GRAY,  
JAMES R. HERON."

Motion by Mr. O'Neill, seconded by Mr. Chisum, that the House adopt the report of the Joint Conference Committee. Lost by the following vote:

Ayes: Chisum, Danenhauer, Franklin, Gardner, Heron, Hill, Isley Mader, O'Neill, Orthel, Rapp, Reichard, Richards, Spaid, Webb, Williams, Wisdom, Mr. Speaker, Mr. Speaker pro tempore—19.

Nays: Armstrong, Batchelder, Bowling, Chavez, Curry, Davis, Gillett, Goodson, Gray, Imler, Kenworthy, Love, Marks, Morrow, Murray, Palmer, Patterson, Penny, Petersen, Petersen, Porter, Pratt, Riggs, Rosenbaum, Sharpe, Shelton, Skinner, Steinel, Sullivan, Thompson, Wilson, Wisener—32.

Motion by Mr. O'Neill, seconded by Mr. Love, that the House Conferees of the Joint Conference Committee on Senate Bill No. 3 be discharged, and that a new committee be appointed to confer with a like committee from the Senate concerning the matter of disagreement. Carried, and Mr. Speaker pro tempore appointed members Morrow, Wilson and Spaid as such a committee. The clerk was instructed to record the action of the House, and notify the Senate of such action.

Motion by Mr. Wisener, seconded by Mr. Imler, that a committee be appointed to notify the Senate that the House is ready to adjourn sine. Lost.

## BILLS AND OTHER BUSINESS FROM THE SENATE.

Messages from the Senate by W. J. Graham, its secretary, announcing the following Senate action:

"Adopted Joint Conference Committee report on Senate Bill No. 3, unemployment compensation law, by a vote of 18 ayes, 1 not voting."

The clerk was instructed to record the action of the Senate.

"Adopted House Concurrent Resolution No. 4, expressing appreciation to governor of Sonora for members of the twelfth legislature, by a vote of 17 ayes, 2 not voting."

The clerk was instructed to record the action of the Senate, and convey the bill to the Governor.

Motion by Mr. O'Neill, seconded by Mr. Wilson, that the House stand at recess until 9:00 a. m., Wednesday, November 25, 1936. Lost.

Motion by Mr. Rosenbaum, seconded by Mr. Sullivan, that the House stand at recess until 8:00 p. m. Carried, and at 6:07 p. m., the House stood at recess.

#### NIGHT SESSION

At 8:00 p. m., the House resumed session, Mr. Speaker pro tempore presiding.

Without objection the House referred to the Order of Business, Reports of Standing Committees.

#### REPORTS OF STANDING COMMITTEES

Standing committees submitted the following reports:

“November 24, 1936.

Mr. Speaker pro tempore:

Your Committee on Enrolling and Engrossing reports that it has engrossed the following:

House Bill No. 12, making appropriation to University of Arizona for buildings and establishment of experimental farm.

House Bill No. 14, assistance to needy blind act of 1936.

House Bill No. 11, relating to basic sciences.

W. G. ROSENBAUM,  
Chairman.”

House Bills Nos. 12, 14 and 11 were placed under the Order of Business, Third Reading of Bills, for today.

“November 24, 1936.

Mr. Speaker pro tempore:

Your Committee on Appropriations reports that it has had under consideration Senate Bill No. 2, making appropriation to governor for state litigations, and respectfully recommends that it be amended as follows:

In section 1, line 3, after the word ‘of’ strike ‘seventy-five thousand dollars’ and insert in lieu thereof ‘fifteen thousand dollars’,

And, as so amended, it do pass.

J. C. WILSON,  
Chairman.”

Placed on the House Calendar of the Committee of the Whole House, awaiting report of the Committee on County and County Affairs.

“November 24, 1936

Mr. Speaker pro tempore:

Your Committee on County and County Affairs reports that it has had under consideration Senate Bill No. 2, making appropriation to governor for state litigations, and respectfully returns same for the consideration of the House.

J. MELVIN GOODSON,  
Chairman.”

Placed on the House Calendar of the Committee of the Whole House, to be considered with reports of the Committees on Judiciary and Appropriations.

#### REPORTS OF SELECT COMMITTEES

The committee appointed to secure data on the pay received by employees of the various state institutions, submitted the following report:

“Mr. Speaker pro tempore:

Your committee appointed to secure data on the pay received by employees of the various state institutions reports that it has made an investigation and finds the following:

Our first visit was to the Pioneer's Home at Prescott, Arizona. We interviewed the superintendent and twelve (12) of the employees, one or more from each department, and are pleased to report the following:

In practically no instance, with one or two exceptions, were any of these working more than 8 hours a day, by request. In a few instances, some were working overtime, voluntarily, to make their tasks easier.

We found the minimum wage law being strictly enforced.

In the matter of the man who takes care of the furnace and the plumbing, we found an exception to the 8 hour law. He has no assistant, and is practically on duty subject to call 24 hours per day.

We were well pleased with the condition of the patients, pioneers, who assured us that they were given excellent treatment.

The grounds are in first class condition.

On November 15th, we visited the Arizona State

Prison. Here, too, we found little infraction of the 8 hour law. This institution, also, seemed to be in good shape, and the employees more than satisfied with their positions and willing to continue.

Some changes might be made with regard to wage of certain employees, but that is not a subject for us to consider in this report. Our mission was to see if the minimum wage law was being enforced. Most of our time was occupied in this.

On Sunday, November 22nd, we visited the State Asylum, where we spent long hours interviewing many of the help. In this instance, also, we found practically no infraction of the law.

However, certain individuals, who are there employed, and do not live on the grounds, are getting \$20.00 per month in groceries and supplies. The attendants are paid from \$60.00 to \$ 5.20 plus their maintenance.

We feel that the outside workers, those not maintained on the grounds, should not be given an allowance of groceries, but the value of same should be given them in money.

The institution is sadly in need of more money for the maintenance of the inmates, and a larger appropriation for the laboratory.

The doctor is making a noble effort, under serious handicaps, and is finding many, many difficulties. The attention of the Thirteenth Legislature will be called to this.

In many instances, in various state institutions, we found the workers underpaid, according to a decent standard of living, which they are entitled to.

WM. WISENER,  
Chairman."

Placed on file.

### THIRD READING OF BILLS

HOUSE BILL NO. 12, entitled, An Act, relating to the board of regents of the University of Arizona and making an appropriation for the remodeling and repair of certain buildings and for establishing an experimental farm on the Yuma Mesa, was read the third time in full and failed to pass the House by the following vote:

Ayes: Chavez, Danenhauer, Franklin, Gillett, Goodson, Hill, Imler, Kenworthy, Love, Mader, Marks, Orthel, Penny, Petersen, Petersen, Rapp, Richards, Rosenbaum, Shelton, Spaid, Webb, Williams  
Wisener—23.

Nays: Armstrong, Bowling, Curry, Gray, Morrow, Murray, Pal-

mer, Patterson, Porter, Pratt, Reichard, Riggs, Sharpe, Skinner, Steinel, Sullivan, Thompson, Wisdom, Mr. Speaker pro tempore—19.

Excused: Batchelder, Chisum, Davis, Gardner, Heron, Isley, O'Neill, Wilson, Mr. Speaker—9.

Mrs. Porter, Mr. Riggs and Mr. Speaker pro tempore changed their votes from 'aye' and 'no' for the purpose of reconsideration.

The clerk was instructed to record the action of the House on the bill.

HOUSE BILL NO. 14, entitled, An Act, relating to assistance to needy blind, and declaring an emergency, was read the third time in full and passed the House by the following vote:

Ayes: Armstrong, Batchelder, Bowling, Chavez, Chisum, Curry, Danenhauer, Davis, Franklin, Gardner, Gillett, Goodson, Gray, Heron, Hill, Imler, Kenworthy, Love, Mader, Marks, Morrow, Murray, O'Neill, Orthel, Palmer, Patterson, Penny, Petersen, Petersen, Porter, Pratt, Rapp, Reichard, Richards, Riggs, Rosenbaum, Sharpe, Shelton, Skinner, Spaid, Steinel, Sullivan, Thompson, Webb, Williams, Wilson, Wisdom, Wisener, Mr. Speaker, Mr. Speaker pro tempore—50.

Excused: Isley—1.

Signed in open session by the Speaker pro tempore, and the clerk was instructed to record the action of the House on the bill and convey it to the Senate.

The privileges of the floor were extended to Messrs. Peggs, Colter, Beer and Spear, former members of the House.

Motion by Mr. Riggs, seconded by Mr. Armstrong, that the House reconsider its action by which it failed to pass House Bill No. 12, making appropriation to University of Arizona for buildings and establishment of experimental farm. Carried by a two-thirds vote of all members elected to the House.

On reconsideration HOUSE BILL NO. 12, making appropriation to University of Arizona for buildings and establishment of experimental farm, was read the third time in full and passed the House by the following vote:

Ayes: Armstrong, Batchelder, Bowling, Chavez, Chisum, Danenhauer, Davis, Franklin, Gardner, Gillett, Goodson, Heron, Hill, Imler, Kenworthy, Love, Mader, Marks, O'Neill, Orthel, Penny, Petersen, Petersen, Porter, Rapp, Richards, Riggs, Rosenbaum, Sharpe, Shelton, Skinner, Spaid, Sullivan, Thompson, Webb, Williams, Wilson, Wisdom, Wisener, Mr. Speaker, Mr. Speaker pro tempore—41.

Nays: Curry, Gray, Morrow, Murray, Palmer, Patterson, Pratt, Reichard, Steinel—9.

Excused: Isley—1.

Signed in open session by the Speaker pro tempore, and the clerk was instructed to record the action of the House on the bill and convey it to the Senate.

At 8:40 p. m., the Sergeant-at-Arms announced a committee from the Senate, consisting of Senators McEachren, Collins and Harrison, who announced that the Senate had reconsidered its action whereby it notified the House that it was ready to adjourn sine die, and was now ready to do business.

Mr. Speaker pro tempore thanked the committee.

HOUSE BILL NO. 11, entitled, An Act, relating to the basic sciences; defining the same and creating a board of examiners therein; providing for the examination and registration of practitioners of the healing arts; and providing penalties for the violation hereof, was read the third time in full and passed the House by the following vote:

Ayes: Armstrong, Batchelder, Bowling, Chavez, Chisum, Curry, Danenhauer, Davis, Franklin, Gardner, Gillett, Goodson, Gray, Heron, Hill, Imler, Kenworthy, Mader, Marks, Morrow, O'Neill, Orthel, Patterson, Penny, Petersen of Maricopa, Porter, Rapp, Reichard, Richards, Rosenbaum, Sharpe, Spaid, Sullivan, Thompson, Webb, Wilson, Wisdom, Wisener, Mr. Speaker, Mr. Speaker pro tempore—40.

Nays: Love, Murray, Palmer, Petersen of Navajo, Pratt, Skinner, Steinel, Williams—8.

Absent: Riggs, Shelton—2.

Excused: Isley—1.

Signed in open session by the Speaker pro tempore, and the clerk was instructed to record the action of the House on the bill and convey it to the Senate.

SENATE BILL NO. 1, entitled, An Act, relating to the salaries of state officers, and amending section 2791, Revised Code of 1928, as amended, was read the third time in full and passed the House by the following vote:

Ayes: Armstrong, Batchelder, Chavez, Chisum, Curry, Danenhauer, Gardner, Gillett, Goodson, Heron, Hill, Imler, Kenworthy, Love, Mader, Marks, Morrow, O'Neill, Orthel, Patterson, Penny, Petersen of Maricopa, Rapp, Richards, Riggs, Rosenbaum, Spaid, Sullivan, Thompson, Webb, Williams, Wilson, Wisdom, Mr. Speaker, Mr. Speaker pro tempore—35.

Nays: Bowling, Davis, Franklin, Gray, Murray, Palmer, Petersen of Navajo, Porter, Pratt, Reichard, Sharpe, Shelton, Skinner, Steinel, Wisener—15.

Excused: Isley—1.

Signed in open session by the Speaker pro tempore, and the clerk was instructed to record the action of the House on the bill and return it to the Senate.

Without objection the House referred to the Order of Business, Bills and Other Business from the Senate.

## BILLS AND OTHER BUSINESS FROM THE SENATE.

Messages from the Senate by W. J. Graham, its secretary, announcing the following Senate action:

“Senate Bill No . 10, making an appropriation for purchase of revised codes, passed by a vote of 15 ayes, 2 nays, 2 not voting.”

Placed under the Order of Business, First Reading of Bills, for today.

“Appointment of new Senate conferees, Senators Smith, A. W. Nelson and Hunt, in the matter of the disagreement to Senate amendments to House Bill No. 9, old age assistance act of 1936, and requests the House to appoint a like committee to further consider the matter of disagreement on the bill.”

The clerk was instructed to record the action of the Senate.

“Appointment of new Senate conferees, Senators McEachren, Harrison and Ethington, in the matter of the disagreement to House amendments to Senate Bill No. 3, unemployment compensation law, and requests the House to appoint a like committee to further consider the matter of disagreement on the bill.”

The clerk was instructed to record the action of the Senate.

## FIRST READING OF BILLS

The following bill was read the first time by number and title only:

SENATE BILL NO. 10, making an appropriation for the purchase of revised codes and supplements thereto.

Motion by Mr. Rosenbaum, seconded by Mr. Wilson, that the rules be suspended, an emergency declared, and that Senate Bill No. 10 be placed under the Order of Business, Second Reading of Bills, for today. Carried by a two-thirds vote of all members elected to the House.

On first reading of Senate Bill No. 10, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading Senate Bill No. 10, on first reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bill was read the first time by number and title only.

## SECOND READING OF BILLS

The following bill was read the second time by number and title only:

SENATE BILL NO. 10, making an appropriation for the purchase of revised codes.

Motion by Mr. Rosenbaum, seconded by Mr. Wilson, that the rules be suspended, an emergency declared, and that Senate Bill No. 10 be placed under the Order of Business, Third Reading of Bills, for today. Carried by a two-thirds vote of all members elected to the House.

On second reading of Senate Bill No. 10, motion by Mr. Rosenbaum, seconded by Mr. Richards, that the requirement of the constitution, Article IV, Section 12, that bills and joint resolutions be read by sections on different days, was dispensed with in the matter of reading Senate Bill No. 10, on second reading by a two-thirds vote of all members elected to the House, a case of emergency being declared, and the foregoing bill was read the second time by number and title only.

### THIRD READING OF BILLS

SENATE BILL NO. 10, entitled, An Act, making an appropriation for the purchase of revised codes and supplements thereto, was read the third time in full and passed the House by the following vote:

Ayes: Armstrong, Batchelder, Bowling, Chavez, Chisum, Curry, Danenhauer, Davis, Franklin, Gardner, Gillett, Goodson, Gray, Heron, Hill, Imler, Isley, Kenworthy, Love, Mader, Marks, Morrow, O'Neill, Orthel, Palmer, Patterson, Penny, Petersen, Petersen, Porter, Pratt, Rapp, Reichard, Richards, Riggs, Rosenbaum, Sharpe, Shelton, Skinner, Spaid, Sullivan, Thompson, Webb, Wilson, Wisdom, Wisener, Mr. Speaker, Mr. Speaker pro tempore—48.

Nays: Steinel—1.

Excused: Murray, Williams—2.

Signed in open session by the Speaker pro tempore, and the clerk was instructed to record the action of the House on the bill and return it to the Senate.

Motion by Mr. Riggs, seconded by Mr. Goodson, that the House resolve itself into a Committee of the Whole House for the consideration of the bills on the Calendar. Carried, and at 9:15 p. m., the House resolved itself into a Committee of the Whole House, Mr. Reichard in the chair.

At 10:03 p. m., the Committee of the Whole House rose and submitted the following report:

“Mr. Speaker pro tempore:

Your Committee of the Whole House reports that it has had under consideration Senate Bill No. 7, House Bill No. 8 and House Concurrent Memorial No. 2, and respectfully recommends:

That Senate Bill No. 7 do pass;

That House Bill No. 8 be amended as follows: section

2, line 14, strike line 14 and insert '1. Buildings for agricultural, horticultural, poultry, dairy cattle, swine and sheep exhibits.', and, as so amended, and as amended by the Committee on Appropriations, it do pass;

That House Concurrent Memorial No. 2 do pass.

V. A. REICHARD,  
Chairman."

Without objection the report of the Committee of the Whole House was received.

Without objection Senate Bill No. 7, refunding bond improvement act, was placed under the Order of Business, Third Reading of Bills, for today.

Without objection House Bill No. 8, making an appropriation for improvement of state fair grounds, as amended by the Committee of the Whole House and by the Committee on Appropriations, was referred to the Committee on Enrolling and Engrossing.

Without objection House Concurrent Memorial No. 2, relating to construction of addition to capitol building, was referred to the Committee on Enrolling and Engrossing.

Without objection the House referred to the Order of Business, Third Reading of Bills.

### THIRD READING OF BILLS

SENATE BILL NO. 7, entitled, An Act, relating to agricultural improvement districts; amending sections 3467, 3469, 3470, 3473, 3475, 3476, 3478, 3480, 3491, 3492, 3498, 3499, 3501, 3503, and 3510 of the Revised Code of 1928, by enlarging the purposes for which agricultural improvement districts may be organized, and for which they may issue bonds; amending the procedure by which such organization is to be accomplished, and defining the powers of such districts and their officers and directors; fixing the qualifications of electors, and providing for voting on an acreage basis; amending the provisions as to the term, rate and maturity of bonds; authorizing the appointment of officers and defining their duties and powers and fixing their compensation; re-defining the status of such districts as public political taxing subdivisions and municipal corporations of the state; and declaring an emergency, was read the third time in full and passed the House by the following vote:

Ayes: Batchelder, Bowling, Chavez, Chisum, Curry, Danenhauer, Davis, Franklin, Gardner, Gillett, Goodson, Gray, Heron, Hill, Imler, Isley, Kenworthy, Love, Mader, Marks, O'Neill, Orthel, Palmer, Patterson, Penny, Petersen, Petersen, Porter, Pratt, Rapp, Reichard, Richards, Riggs, Rosenbaum, Sharpe, Shelton, Skinner, Sullivan, Thompson, Webb, Williams, Wisdom, Wisener, Mr. Speaker, Mr. Speaker pro tempore—45.

Absent: Armstrong, Steinel—2.

Excused: Morrow, Murray, Spaid, Wilson—4.

Signed in open session by the Speaker pro tempore, and the clerk was instructed to record the action of the House on the bill and return it to the Senate.

Without objection the House referred to the Order of Business, Reports of Standing Committees.

#### REPORTS OF STANDING COMMITTEES

The Committee on Enrolling and Engrossing submitted the following report:

“November 24, 1936.

Mr. Speaker pro tempore:

Your Committee on Enrolling and Engrossing reports that it has engrossed the following:

House Bill No. 8, making an appropriation for improvement of state fair grounds.

W. G. ROSENBAUM,  
Chairman.”

House Bill No. 8 was placed under the Order of Business, Third Reading of Bills, for today.

#### THIRD READING OF BILLS

HOUSE BILL NO. 8, entitled, An Act, making an appropriation for the continuation of work on the improvement of the state fair grounds, and to meet the grant of the United States Government for such purpose, was read the third time in full and passed the House by the following vote:

Ayes: Batchelder, Chavez, Chisum, Curry, Danenhauer, Franklin, Gillett, Goodson, Heron, Hill, Imler, Isley, Kenworthy, Love, Mader, Marks, O'Neill, Orthel, Patterson, Penny, Petersen, Petersen, Porter, Rapp, Reichard, Richards, Riggs, Rosenbaum, Shelton, Sullivan, Thompson, Webb, Williams, Wisdom, Mr. Speaker—35.

Nays: Bowling, Davis, Gardner, Gray, Murray, Palmer, Pratt, Sharpe, Skinner, Wisener, Mr. Speaker pro tempore—11.

Absent: Armstrong, Steinel—2.

Excused: Morrow, Spaid, Wilson—3.

Signed in open session by the Speaker pro tempore, and the clerk was instructed to record the action of the House on the bill and convey it to the Senate.

Motion by Mr. Rosenbaum, seconded by Mr. Batchelder, that the House stand at recess subject to the call of the gavel. Carried, and at 10:35 p. m., the House stood at recess.

At 10:50 p. m., Mr. Speaker pro tempore called the House to order.

Without objection the House referred to the Order of Business, Reports of Standing Committees.

#### REPORTS OF STANDING COMMITTEES

The Committee on Enrolling and Engrossing submitted the following report:

“November 24, 1936.

Mr. Speaker pro tempore:

Your Committee on Enrolling and Engrossing reports that it has engrossed the following:

House Concurrent Memorial No. 2, relating to construction of addition to capitol building.

W. G. ROSENBAUM,  
Chairman.”

House Concurrent Memorial No. 2 was placed under the Order of Business, Third Reading of Bills, for today.

#### THIRD READING OF BILLS

HOUSE CONCURRENT MEMORIAL NO. 2, relating to construction of addition to capitol building, was read the third time in full and passed the House by the following vote:

Ayes: Batchelder, Bowling, Chavez, Chisum, Curry, Davis, Gardner, Gillett, Goodson, Gray, Heron, Hill, Imler, Isley, Kenworthy, Love, Mader, Murray, O'Neill, Orthel, Patterson, Penny, Petersen of Navajo, Porter, Pratt, Rapp, Reichard, Richards, Riggs, Rosenbaum, Sharpe, Shelton, Steinel, Sullivan, Thompson, Webb, Wisdom, Wisener, Mr. Speaker pro tempore—39.

Nays: Palmer, Skinner—2.

Absent: Armstrong, Danenhauer, Franklin, Marks, Petersen of Maricopa—5.

Excused: Morrow, Spaid, Williams, Wilson, Mr. Speaker—5.

Signed in open session by the Speaker pro tempore, and the clerk was instructed to record the action of the House on the bill and convey it to the Senate.

Without objection, at 10:55 p. m., the House stood at recess, subject to the call of the gavel.

At 11:05 p. m., Mr. Speaker pro tempore called the House to order.

Without objection the House referred to the Order of Business, Reports of Select Committees.

## REPORTS OF SELECT COMMITTEES

The Joint Conference Committee on Senate Bill No. 3 submitted the following report:

“November 24, 1936.

Mr. Speaker pro tempore:

Your Conferees in the matter of disagreement to House amendments to Senate Bill No. 3, respectfully recommends:

The Senate committee recedes in favor of the House amendment to section 3, pages 7 and 8 of the engrossed bill.

The Senate committee recedes in favor of the House amendment to section 5, pages 9 and 10 of the engrossed bill.

The Senate committee recedes in favor of the House amendments to section 7, page 18, paragraph (b) subsection (1) of the engrossed bill.

The Senate committee recedes to the House amendments to section 10, page 26, pertaining to the unemployment compensation commission.

The Senate committee recedes in favor of the House amendment to section 12, page 33 of the engrossed bill.

All references above mentioned refer to amendments reported to the President of the Senate by the Clerk of the House of Representatives as to amendments dated November 24, 1936.

We further advise that both committees have unanimously agreed on the amendments to all parts of said Senate Bill No. 3.

## SENATE CONFEREES:

E. H. McEACHREN,  
Chairman,  
PETER H. ETHINGTON,  
J. A. HARRISON

## HOUSE CONFEREES:

ROBERT E. MORROW,  
Chairman,  
WILLIAM SPAID,  
J. C. WILSON,”

Motion by Mr. Morrow, seconded by Mr. Wilson, that the House adopt the report of the Joint Conference Committee. Carried by the following vote:

Ayes: Bowling, Chavez, Chisum, Curry, Danenhauer, Davis, Franklin, Gillett, Gray, Heron, Imler, Isley, Kenworthy, Love, Mader, Marks, Morrow, Murray, O'Neill, Orthel, Palmer, Penny, Petersen, Petersen, Porter, Pratt, Reichard, Richards, Riggs, Rosenbaum, Sharpe,

Shelton, Skinner, Spaid, Steinel, Sullivan, Thompson, Webb, Williams, Wilson, Wisdom, Wisener, Mr. Speaker, Mr. Speaker pro tempore—44.

Nays: Gardner, Rapp—2.

Absent: Armstrong, Batchelder, Goodson, Hill, Patterson—5.

Senate Bill No. 3 was signed in open session by the Speaker pro tempore, and the clerk was instructed to record the action of the House on the bill, notify the Senate of such action, and return it to the Senate.

The Joint Conference Committee on House Bill No. 9 submitted the following report:

“November 24, 1936.

Mr. Speaker pro tempore:

Your Conferees in the matter of disagreement to Senate amendments to House Bill No. 9 respectfully recommends:

That we have failed to agree on the points under controversy.

SENATE CONFEREES:

J. H. SMITH,  
Chairmen,  
AARON W. NELSON  
J. S. HUNT

HOUSE CONFEREES:

L. S. WILLIAMS,  
Chairman,  
TOM J. IMLER,  
O. L. MURRAY.”

Motion by Mr. Williams, seconded by Mr. Rosenbaum, that the report of the Joint Conference Committee be accepted, and that the committee be discharged. Carried, and the clerk was instructed to record the action of the Housue and notify the Senate of such action.

BILLS AND OTHER BUSINESS FROM THE SENATE

A message from the Senate by W. J. Graham, its secretary, announcing the following Senate action:

“Senate failed to adopt the Joint Conference Committee report on the matter of disagreement to House amendments to Senate Bill No. 3, unemployment compensation law, by a vote of 7 ayes, 11 nays, 1 not voting.”

The clerk was instructed to record the action of the Senate.

Motion by Mr. Rosenbaum, seconded by Mr. Richards, that the rules be suspended, an emergency declared, and that the House sit as in Committee of the Whole House for the purpose of amending Senate Bill No. 2, making appropriation to governor for state litigations. Carried by a two-thirds vote of all members elected to the House.

“Mr. Speaker pro tempore:

The House, acting as a Committee of the Whole House, has had under consideration Senate Bill No. 2, and offers the following amendments:

Motion by Mr. Rapp, seconded by Mr. Wilson, that the rules be suspended, an emergency declared, and that in section 1, line 3, after the word 'of', insert 'fifteen thousand dollars', and strike out 'seventy-five thousand dollars'. Carried by a two-thirds vote.

Motion by Mr. Wisener, seconded by Mr. Sullivan, that the rules be suspended, an emergency declared, and that Senate Bill No. 2 be amended by striking all after the words 'An Act', and inserting the following:

'Making an appropriation to the attorney general to defray the costs and expenses of defending any and all suits brought against the state of Arizona or any county thereof, contesting the validity or amount of any state or county taxes levied by any officials, and empowering the attorney general to employ special counsel in the defense of such suits, and providing that no person shall be employed for a longer period of time than the term of office of the attorney general making such appointment, and providing that all expenditures be approved by the governor.

'Whereas, there are now pending many suits contesting the validity of taxes heretofore levied and

'Whereas, the defense of said suits calls for an expenditure of a greater amount than is available under any existing appropriation,

Now therefore, be it enacted by the legislature of the state of Arizona:

'Section 1. That there be and is hereby appropriated from any funds in the state treasury not otherwise appropriated, the sum of fifteen thousand and no/100, (\$15,000.00) dollars, or so much thereof as may be necessary for the use of the attorney general, for salaries and services, operation, travel and capital investment in defending any suit or suits brought against the state of Arizona or any officials thereof or any county of the state, or any officials thereof, contesting the validity or amount of taxes levied by any taxing official of the state or any of its counties.

'Section 2. No money shall be drawn from this fund without the approval of the governor.

'Section 3. No person, or persons, shall be employed under the provisions of this act for a longer period of time than the term of office of the attorney general who shall appoint such person or persons.

'Section 4. The appropriation provided for under the provisions of this act shall become immediately available and be exempt from the provisions of the state financial code and the balances shall not revert at the end of the fiscal year.

'Section 5. All laws and parts of laws and all acts and parts of acts in conflict or inconsistent with this act are hereby repealed.

'Section 6. Whereas, the provisions of this act are necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, and this act is hereby exempt from the referendum provisions of the state constitution, and shall take effect and be in full force and effect from and after its passage and approval by the governor.' Lost

Motion by Mr. Rosenbaum, seconded by Mr. Richards, that Senate Bill No. 2, as amended, do pass. Carried."

Without objection the report was received.

Motion by Mr. Rosenbaum, seconded by Mr. Petersen of Maricopa, that Senate Bill No. 2, making appropriation to governor for state litigations, as amended, be referred to the Committee on Enrolling and Engrossing. Carried.

Without objection the House referred to the Order of Business, Reports of Standing Committees.

#### REPORTS OF STANDING COMMITTEES

The Committee on Enrolling and Engrossing submitted the following report:

"November 24, 1936.

Mr. Speaker pro tempore:

Your Committee on Enrolling and Engrossing reports that it has engrossed Senate Bill No. 2, making appropriation to governor for state litigations.

W. G. ROSENBAUM,  
Chairman."

Senate Bill No. 2 was placed under the Order of Business, Third Reading of Bills, for today.

#### THIRD READING OF BILLS

SENATE BILL NO. 2, entitled, An Act, making an appropriation to the governor to defray the costs and expenses of defending any and all suits brought against the state of Arizona or any county thereof or any officials of the state or any county thereof, contesting the validity or amount of any state or county taxes levied by any officials, and empowering the governor to employ special counsel in the defense of such suits, was read the third time in full and failed to pass the House by the following vote:

Ayes: Armstrong, Batchelder, Chavez, Danenhauer, Davis, Franklin, Goodson, Gray, Heron, Isley, Kenworthy, Love, Mader, Morrow, O'Neill, Orthel, Penny, Petersen of Navajo, Rapp, Reichard, Richards, Rosenbaum, Sharpe, Spaid, Steinel, Thompson, Webb, Williams, Wilson, Wisdom, Mr. Speaker, Mr. Speaker pro tempore—32.

Nays: Bowling, Chisum, Curry, Gardner, Gillett, Hill, Imler, Marks, Murray, Palmer, Patterson, Porter, Pratt, Riggs, Shelton, Sullivan, Wisener—17.

Absent: Petersen of Maricopa, Skinner—2.

The clerk was instructed to record the action of the House on the bill.

Motion by Mr. Sullivan, seconded by Mr. Riggs, that the House reconsider its action by which it failed to pass Senate Bill No. 2, making appropriation to governor for state litigations. Carried.

Motion by Mr. Sullivan, seconded by Mr. Riggs, that the rules be suspended, an emergency declared, and that the House sit as in Committee of the Whole House for the purpose of amending Senate Bill No. 2, making appropriation to governor for state litigations. Carried by a two-thirds vote of all members elected to the House.

“Mr. Speaker pro tempore:

The House, acting as a Committee of the Whole House, has had under consideration Senate Bill No. 2, and offers the following amendment:

Motion by Mr. Sullivan, seconded by Mr. Riggs, that the rules be suspended, an emergency declared, and that Senate Bill No. 2 be amended by striking all after the words ‘An Act’, and inserting the following:

‘Making an appropriation to the attorney general to defray the costs and expenses of defending any and all suits brought against the state of Arizona or any county thereof, contesting the validity or amount of any state or county taxes levied by any officials, and empowering the attorney general to employ special counsel in the defense of such suits, and providing that no person shall be employed for a longer period of time than the term of office of the attorney general making such appointment, and providing that all expenditures be approved by the governor.

‘Whereas, there are now pending many suits contesting the validity of taxes heretofore levied, and

‘Whereas, the defense of said suits calls for an expenditure of a greater amount than is available under any existing appropriation,

‘Now therefore, be it enacted by the legislature of the state of Arizona.

‘Section 1. That there be and is hereby appropriated from any funds in the state treasury not otherwise appropriated, the sum of fifteen thousand and no/100, (\$15,000.00) dollars, or so much thereof as may be necessary for the use of the attorney general, for salaries and services, operation, travel and capital investment in defending

any suit or suits brought against the state of Arizona or any officials thereof or any county of the state, or any officials thereof, contesting the validity or amount of taxes levied by any taxing official of the state or any of its counties.

'Section 2. No money shall be drawn from this fund without the approval of the governor.

'Section 3. No person, or persons, shall be employed under the provisions of this act for a longer period of time than the term of office of the attorney general who shall appoint such person or persons.

'Section 4. The appropriation provided for under the provisions of this act shall become immediately available and be exempt from the provisions of the state financial code and the balances shall not revert at the end of the fiscal year.

'Section 5. All laws and parts of laws and all acts and parts of acts in conflict or inconsistent with this act are hereby repealed.

'Section 6. Whereas, the provisions of this act are necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, and this act is hereby exempt from the referendum provisions of the state constitution, and shall take effect and be in full force and effect from and after its passage and approval by the governor.' Lost."

Without objection the report was received.

### THIRD READING OF BILLS

On reconsideration SENATE BILL NO. 2, making appropriation to governor for state litigations, was read the third time in full and passed the House by the following vote:

Ayes: Batchelder, Chavez, Danenhaeur, Davis, Franklin, Gardner, Goodson, Gray, Heron, Hill, Isley, Kenworthy, Love, Mader, Morrow, Murray, O'Neill, Orthel, Penny, Petersen, Petersen, Porter, Rapp, Reichard, Richards, Rosenbaum, Sharpe, Shelton, Skinner, Spaid, Steinel, Thompson, Webb, Williams, Wilson, Wisdom, Wisener, Mr. Speaker, Mr. Speaker pro tempore—39.

Nays: Armstrong, Bowling, Chisum, Curry, Gillett, Imler, Marks, Palmer, Patterson, Pratt, Riggs, Sullivan—12.

Signed in open session by the Speaker pro tempore, and the clerk was instructed to record the action of the House on the bill and return it to the Senate.

Without objection the House referred to the Order of Business, Bills and Other Business from the Senate.

## BILLS AND OTHER BUSINESS FROM THE SENATE

A message from the Senate by W. J. Graham, its secretary, announcing the following Senate action:

“Adopted Joint Conference Committee report on House Bill No. 9, old age assistance act of 1936.”

The clerk was instructed to record the action of the Senate.

Motion by Mr. Rosenbaum, seconded by Mr. Danenhauer, that the House stand at recess subject to the call of the gavel. Carried, and at 12:10 a. m., the House stood at recess.

At 1:00 a. m., Mr. Speaker pro tempore called the House to order.

## BILLS AND OTHER BUSINESS FROM THE SENATE

Messages from the Senate by W. J. Graham, its secretary, announcing the following Senate action:

“House Concurrent Memorial No. 2, relating to construction of addition to capitol building, adopted by a vote of 18 ayes, 1 not voting.”

The clerk was instructed to record the action of Senate and convey the bill to the Governor.

“House Bill No. 4, relating to fair trades act, passed by a vote of 18 ayes, 1 not voting.”

The clerk was instructed to record the action of the Senate and convey the bill to the Governor.

“House Bill No. 8, making an appropriation for improvement of state fair grounds, passed by a vote of 14 ayes, 4 nays, 1 not voting.”

The clerk was instructed to record the action of the Senate and convey the bill to the Governor.

“House Bill No. 11, relating to basic sciences, passed by a vote of 18 ayes, 1 not voting.”

The clerk was instructed to record the action of the Senate and convey the bill to the Governor.

“House Bill No. 12, making appropriation to University of Arizona for buildings and establishment of experimental farm, passed by a vote of 18 ayes, 1 not voting.”

The clerk was instructed to record the action of the Senate and convey the bill to the Governor.

“Senate concurred in House amendments to Senate Bill No. 2, making appropriation of governor for state litigations, by a vote of 14 ayes, 4 nays, 1 not voting.”

The clerk was instructed to record the action of the Senate.

“Senate Joint Resolution No. 2, directing state auditor to allow and pay certain claims, passed by a vote of 13 ayes, 5 nays, 1 not voting.”

Placed under the Order of Business, First Reading of Bills, for today.

“Secretary of the Senate, instructed by the Senate, has filed with the governor, House Bill No. 1, educational institutions validating act of 1936.”

The clerk was instructed to record the action of the Senate.

#### FIRST READING OF BILLS

The following bill was read the first time in full:

SENATE JOINT RESOLUTION NO. 2, directing state auditor to allow and pay certain claims. Placed under the Order of Business, Second Reading of Bills, for tomorrow.

Motion by Mr. Williams, seconded by Mr. Rosenbaum, that the House reconsider its action by which it adopted the second Joint Conference Committee report on House Bill No. 9, old age assistance act of 1936. Carried.

Motion by Mr. Rosenbaum, seconded by Mr. Richards, that the House do not accept the report of the second Joint Conference Committee on House Bill No. 9, old age assistance act of 1936, and that a new Joint Conference Committee be appointed to meet with a like committee from the Senate concerning the matter of disagreement. Carried, and Mr. Speaker pro tempore appointed members Porter, Williams and Danenhauer as such a committee. The clerk was instructed to record the action of the House and notify the Senate of such action.

Motion by Mr. Rosenbaum, seconded by Mrs. Porter, that the rules be suspended, an emergency declared, and that the House empower this third new Joint Conference Committee with the authority to amend House Bill No. 9, old age assistance act of 1936, as follows: after the word “board” in section 1, lines 2 and 3, strike remainder of lines 2 and 3, and insert: “means state board of social security and welfare, consisting of three members who shall hold office co-terminous with the governor appointing.” Carried by the following vote:

Ayes: Armstrong, Batchelder, Bowling, Chavez, Chisum, Curry, Danenhauer, Davis, Franklin, Gillett, Goodson, Gray, Heron, Hill, Imler, Isley, Kenworthy, Love, Marks, Morrow, Murray, Orthel, Palmer, Patterson, Penny, Petersen, Petersen, Porter, Pratt, Rapp, Reichard, Richards, Riggs, Rosenbaum, Sharpe, Shelton, Skinner, Spaid, Steinel, Sullivan, Thompson, Webb, Williams, Wilson, Wisdom, Wisener, Mr. Speaker, Mr. Speaker pro tempore—48.

Nays: Gardner, Mader, O'Neill—3.

The clerk was instructed to record the action of the House and notify the Senate of such action.

Without objection, at 1:33 a.m., the House stood at recess, subject to the call of the gavel.

At 2:23 a. m., Mr. Speaker pro tempore called the House to order.

At 2:24 a. m., the Sergeant-at-Arms announced a committee from the Senate, consisting of Senator McEachron, Smith and Harrison, who announced that the Senate was ready to adjourn sine die. Mr. Speaker pro tempore thanked the committee.

Without objection the House referred to the Order of Business, Bills and Other Business from the Senate.

#### BILLS AND OTHER BUSINESS FROM THE SENATE

Messages from the Senate by W. J. Graham, its secretary, announcing the following Senate action:

“Senate accedes to House request and appoints Senators Rienhardt, Patterson and Bush as new Senate conferees in the matter of disagreement in Senate amendments to House Bill No. 9, old age assistance act of 1936.”

The clerk was instructed to record the action of the Senate.

“Senate reconsidered its action by which it failed to adopt the Joint Conference Committee report in the matter of disagreement to House amendments to Senate Bill No. 3, unemployment compensation law, and adopts report by a vote of 12 ayes, 6 nays, 1 not voting.”

The clerk was instructed to record the action of the Senate:

Motion by Mr. Marks, seconded by Mr. Petersen of Maricopa, that a committee be appointed to notify the Senate that the House is ready to adjourn sine die, and to go with a like committee from the Senate to wait upon the governor, and ask him if he had any further message for the Legislature. Carried, and Mr. Speaker pro tempore appointed members Porter, Richards, Franklin, Skinner and Palmer as such a committee.

Without objection at 2:26 a.m., the House stood at recess, subject to the call of the gavel.

At 2:35 a. m., Mr. Speaker pro tempore called the House to order.

At 2:36 a. m., the committee appointed to notify the Senate that the House was ready to adjourn sine die and wait upon the governor and ask him if he had any further message for the legislature, reported that the Senate graciously received the message and that the governor had left, but his secretary stated that if there was anything further the governor wished he would notify them. Mr. Speaker pro tempore thanked and discharged the committee.

Motion by Mrs. Porter, seconded by Mr. Palmer, that the House accept the report of the Senate on the adoption of the Joint Conference Committee report on Senate Bill No. 3, unemployment compen-

sation law. Carried, and the clerk was instructed to record the action of the House.

Mr. Bohlinger, Speaker of the House, rose to a point of personal privilege and made the following statement:

“I wish to bequeath to Mr. Ben J. O’Neill of Pima County, the chair, which was used in the eighth legislature by Speaker A. M. Crawford of Yavapai County and willed by him to Mr. Charles J. McQuillan of Navajo County. Mr. McQuillan, at the close of his legislative service in the eleventh legislature, willed the chair to me.”

Mr. O’Neill expressed his appreciation of the honor bestowed upon him.

Motion by Mr. Marks, seconded by Mr. Gardner, that the House do now adjourn sine die. Carried by unanimous vote, and at 2:44 a.m., November 25, 1936, the first special session of the House of Representatives of the Twelfth Legislature of the state of Arizona so adjourned.

JAMES E. BABBITT,  
Speaker pro tempore of the  
House.

ATTEST: LALLAH RUTH,  
Chief Clerk.





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OF THE  
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1936

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No.	Action of House	Action of Senate	Action of Governor
1	Passed	Passed by a majority vote only and transmitted to the Governor by the Senate	Signed
2	Died in Committees		
3	Died in Committees		
4	Passed	Passed	Signed
5	Passed	Passed, amended	Signed
6	Died in Committees		
Sub. 6	Died on Calendar		
7	Passed	Passed	Signed
8	Passed	Passed	Signed
9	Passed	Passed, amended. Died in Conference Committee	
10	Passed	Passed	Signed
11	Passed	Passed	Signed
12	Passed	Passed	Signed
13	Passed	Died	
14	Passed	Died	
15	Died in Committee		
16	Passed	Passed	Vetoed

HOUSE RECORD OF HOUSE BILLS

Introduced by Members

Batchelder, G. A.—H. B. No. 10.  
 Bohlinger, E. F.—H. C. R. No. 4.  
 Morrow, Robert E.—H. R. Nos. 1, 5.  
 Shelton, Eli—H. R. No. 8.  
 Wilson, J. C.—H. B. No. 12.  
 Wisdom, William—H. B. No. 1, H. C. R. No. 1, H. C. M. No. 2.  
 Wisener, Wm.—H. B. Nos. 2, 3, H. M. No. 1.

## BILLS INTRODUCED JOINTLY BY MEMBERS

- Bowling, Gray and Sharpe of Cochise, Chavez and Gardner of Pima, Murray of Navajo, Palmer, Gillett and Porter of Maricopa, and Wisener of Yuma—H. R. No. 4.  
 Davis of Cochise and Gardner of Pima—H. C. R. No. 2.  
 Goodson and Thompson of Maricopa—H. B. No. 15.  
 Gray of Cochise and Penny of Pima—H. C. R. No. 3.  
 Isley and Riggs of Maricopa—H. R. No. 7.  
 Marks of Cochise, Danenhauer of Greenlee and Williams of Coconino—H. R. No. 6.  
 Marks of Cochise, Goodson and Curry of Maricopa, Murray of Navajo and Gardner of Pima—H. B. No. 4.  
 Marks and Gray of Cochise, Batchelder, Wilson and Isley of Maricopa—H. B. No. 11.  
 Rosenbaum and Heron of Gila—H. B. No. 7.  
 Sharpe, Marks and Bowling of Cochise, Hill of Maricopa, Wisdom, Gardner and Rapp of Pima—H. B. Nos. 9, 13, 14.  
 Sharpe and Marks of Cochise, Rapp of Pima, Isley, Sullivan and Wilson of Maricopa—H. B. No. 6, Sub. H. B. No. 6.  
 Wisener of Yuma and Porter of Maricopa—H. R. No. 2.

## BILLS INTRODUCED BY COMMITTEES

- Committee on Appropriations—H. B. Nos. 5, 8.  
 Committee on Petitions and Memorials—H. R. No. 3, H. J. R. No. 1.  
 Committee on Ways and Means—H. B. No. 16, H. C. M. No. 1.

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Number of House Bills passed House and transmitted to the Senate .....	12	
Number of House Bills died in House Committees .....	4	
Number of House Bills died on the Calendar of the Committee of the Whole House .....	1	
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Total number of House Bills transmitted to the Senate.....	12	
Number of House Bills passed by the Senate .....	9	
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Number of House Bills died in the Senate.....	2	
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	12	12

GOVERNOR'S ACTION

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  - S. B. 7—Senator Ethington of Pinal.
  - H. B. 15—Messrs. Goodson and Thompson of Maricopa.
- Anti-war legislation, relating to program of
  - H. J. R. 1—Committee on Petitions and Memorials (by request).
- Appropriations.
  - Legislative
    - H. B. 5—Committee on Appropriations.
  - Governor for state litigations (tax suits)
    - S. B. 2—Senator Rienhardt of Gila.
  - Purchase of revised codes
    - S. B. 10—Senator Rienhardt of Gila.
  - State fair grounds, improvement of
    - H. B. 8—Committee on Appropriations.
  - State water commissioner, deficiency appropriation
    - S. B. 4—Senator Rienhardt of Gila.
  - University of Arizona repairs and establishment of experimental farm on Gila Valley project
    - H. B. 12—Mr. Wilson of Maricopa.

"B"

- Basic Sciences
  - H. B. 11—Messrs. Marks and Gray of Cochise, Messrs. Batchelder, Wilson and Isley of Maricopa.
- Blind, assistance to needy, act of 1936
  - H. B. 14—Messrs. Sharpe, Marks and Bowling of Cochise, Mr. Hill of Maricopa, Messrs. Rapp, Gardner and Wisdom of Pima.
- Boulder Dam, power transmission
  - H. C. R. 3—Mr. Gray of Cochise and Mr. Penny of Pima.

"C"

- Capitol building, to construct addition to
  - H. C. M. 2—Mr. Wisdom of Pima.

Children, assistance to dependent, act of 1936

H. B. 13—Messrs. Sharpe, Marks and Bowling of Cochise, Mr. Hill of Maricopa, Messrs. Rapp, Gardner and Wisdom of Pima.

Claims, directing state auditor to allow and pay certain

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“D”

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Coker, Elmer Walter

S. C. R. 3—Senator Ethington of Pinal.

Doan, John

H. R. 8—Mr. Shelton of Yuma.

DuBois, Edgar G.

H. R. 5—Mr. Morrow of Mohave.

Hannon, Michael J.

H. R. 6—Mr. Marks of Cochise, Mr. Danenhauer of Greenlee, Mr. Williams of Coconino.

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H. R. 7—Messrs. Isley and Riggs of Maricopa.

Skinner, son of Hon. Frank Skinner

H. R. 3—Committee on Petitions and Memorials.

Smith, Anson Hubert

H. R. 1—Mr. Morrow of Mohave.

“E”

Educational institutional validating act of 1936

H. B. 1—Mr. Wisdom of Pima.

“F”

Fair trades act of 1936

H. B. 4—Mr. Marks of Cochise, Mr. Murray of Navajo, Messrs. Goodson and Curry of Maricopa, Mr. Gardner of Pima.

“G”

Governor of Sonora, expressing appreciation of legislative members

H. C. R. 4—Mr. Bohlinger of Santa Cruz.

Game preserve, approving establishment of Big Lake game preserve within Apache National forest

S. J. R. 1—Senator Hunt of Cochise.

“H”

Highways, recommending the fencing of certain

H. C. R. 1—Mr. Wisdom of Pima.

“L”

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## "O"

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## Old age pensions

H. B. 3—Mr. Wisener of Yuma.

## Old age assistance of social security, urging Congress to except non-taxable tribal Indians

H. C. M. 1—Committee on Ways and Means.

## "P"

## Port on Gulf of California, urging establishment of

H. M. 1—Mr. Wisener of Yuma.

## "S"

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S. B. 1—Senator Collins of Pima and Senator Rienhardt of Gila.

## Sayers, James B., conveying sympathy to

H. R. 2—Mrs. Porter of Maricopa and Mr. Wisener of Yuma.

## School warrants, registration of

H. B. 7—Messrs. Heron and Rosenbaum of Gila.

## Social security measures

## Assistance to needy blind act of 1936

H. B. 14—Messrs. Sharpe, Marks and Bowling of Cochise, Mr. Hill of Maricopa, Messrs. Rapp, Gardner and Wisdom of Pima.

## Assistance to dependent children act of 1936

H. B. 13—Messrs. Sharpe, Marks and Bowling of Cochise, Mr. Hill of Maricopa, Messrs. Rapp, Gardner and Wisdom of Pima.

## Old age assistance act of 1936

H. B. 9—Messrs. Sharpe, Marks and Bowling of Cochise, Messrs. Rapp, Gardner and Wisdom of Pima and Mr. Hill of Maricopa.

## Unemployment compensation act of 1936

S. B. 3—Committee on Labor and Capital.

H. B. 6 and

Sub H. B. 6—Messrs. Sharpe and Marks of Cochise, Messrs. Isley, Wilson and Sullivan of Maricopa and Mr. Rapp of Pima.

## "T"

## Tax, amendment to income

H. B. 16—Committee on Ways and Means.

## Tax, amending state luxury, exempting cosmetics and sporting goods

H. B. 10—Mr. Batchelder of Maricopa.

## Tax, amending state luxury

H. B. 2—Mr. Wisener of Yuma.

“U”

Unemployment compensation act of 1936

H. B. 6 and

Sub. H. B. 6—Messrs. Sharpe and Marks of Cochise, Messrs. Isley, Sullivan and Wilson of Maricopa, Mr. Rapp of Pima.

S. B. 3—Committee on Labor and Capital.

“W”

Wages, recommending basic wage increase of public works' employees  
S. C. R. 1—Senator Angius of Cochise.

Wages, appointment of committee to investigate various state departments relative to wage scale

H. R. 4—Messrs. Bowling, Gray and Sharpe of Cochise, Messrs. Chavez and Gardner of Pima, Messrs. Gillette, Palmer and Mrs. Porter of Maricopa, Mr. Murray of Navajo and Mr. Wisener of Yuma.

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Senate Action: Received (S.J. 67); First Reading (S.J. 67); Placed on Calendar (S. J. 67); Withdrawn and referred to Judiciary (S. J. 70); Report from Judiciary no recommendation (S.J. 73); Motion to place on Second Reading, lost (S. J. 73); Re-referred to Judiciary (S.J. 73); Report from Judiciary do pass (S.J. 75); Placed on the Calendar (S. J. 75); Committee of the Whole recommending do pass (S. J. 81); Placed on Second Reading (S. J. 82); Read Second time (S. J. 83); Read Third time and passed (S. J. 97); Signed by the President (S. J. 97); House refused to accept message and bill (S. J. 115); Senate transmits bill to governor (S. J. 115).

HOUSE BILL NO. 2, by Mr. Wisener of Yuma, amending state luxury tax.

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HOUSE BILL NO. 4, by Mr. Marks of Cochise, Messrs. Goodson and Curry of Maricopa, Mr. Murray of Navajo and Mr. Gardner of Pima, relating to fair trades act. (Chapter 11, Laws 1936.)	
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Senate Action: Received (S. J. 98); First Reading (S.J.98); Referred to Judiciary (S. J. 98); Report from Judiciary do pass (S. J. 106); Placed on the calendar (S.J. 106); Withdrawn from the Calendar and placed on Second Reading (S. J. 106); Read Second time (S. J. 106); Placed on Third Reading (S. J. 121); Read Third time and passed (S. J. 123); Signed by President pro tempore (S.J. 123).	
HOUSE BILL NO. 5, by the Committee on Appropriations, legislative appropriation. (Chapter 1, Laws 1936).	
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Senate Action: Received (S. J. 19); First Reading (S. J. 19); Read Second time (S. J. 20); Read Third time and passed (S. J. 20); Reconsideration and amended (S. J. 20, 21); To Enrolling and Engrossing (S. J. 21); Reported (S. J. 22); Read Third time and passed (S. J. 22); Signed by the President (S. J. 22); House concurred (S. J. 22).	

HOUSE BILL NO. 6, by Messrs. Sharpe and Marks of Cochise, Mr. Rapp of Pima, Messrs. Isley, Sullivan and Wilson of Maricopa, unemployment compensation law.

First Reading .....	26
Second Reading, Referred to Committee on Ways and Means, Judiciary, Labor and Appropriations .....	29
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HOUSE BILL NO. 7, by Messrs. Rosenbaum and Heron of Gila, registration of school warrants. (Chapter 4, Laws 1936).

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Second Reading, Referred to Committee on Education, County and County Affairs and Judiciary .....	33	
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Senate Action; Received (S. J. 65); First Reading (S. J. 65, 66); Placed on Calendar (S. J. 66); Withdrawn from Calendar and referred to Judiciary (S.J. 70); Report from Judiciary no recommendation (S. J. 73); Referred to Judiciary (S.J. 73); Report from Judiciary do pass (S. J. 75); Placed on Calendar (S. J. 75); Committee of Whole recommending do pass (S. J. 81); Placed on Second Reading (S. J. 82); Read Second time (S. J. 83); Read Third time and passed (S. J. 83, 84); Signed by the President pro tempore (S. J. 84).

HOUSE BILL NO. 8, by the Committee on Appropriations, making an appropriation for improvement of state fair grounds. (Chapter 6, Laws 1936.)

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HOUSE BILL NO. 9, by Messrs. Sharpe, Marks and Bowling of Cochise, Messrs. Wisdom, Gardner and Rapp of Pima and Mr. Hill of Maricopa, old age assistance act of 1936.

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Senate Action; Received (S. J. 87); First Reading (S. J. 88); Placed on the Calendar (S. J. 88); Committee of Whole recommending amended do pass (S. J. 94, 95); Placed on Second Reading (S. J. 95); Read Second time (S. J. 96); Amended (S. J. 96); To Enrolling and Engrossing (S. J. 96); Reported and amended (S. J. 99); Read Third time and passed (S.

J. 100); Signed by the President (S.J. 100); House refused to concur, conference committee appointed (S. J. 105) Report of Conference Committee, adopted by Senate (S.J. 113, 114); House failed to adopt conference committee report, new conference committee appointed (S.J. 115); Conference Committee failed to agree, House accepts report and discharged committee (S.J. 115); Report of Conference Committee (S. J. 117); Reconsideration of action by the House whereby it accepted second conference committee report, new conference committee appointed (S.J. 127); Conference committee unable to agree (S. J. 127); Died in Conference Committee.

HOUSE BILL NO. 10, by Mr. Batchelder of Maricopa, exempting cosmetics and sporting goods from luxury tax. (Chapter 2, Laws 1936).

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HOUSE BILL NO. 11, by Messrs. Marks and Gray of Cochise, Messrs. Batchelder, Wilson and Isley of Maricopa, relating basic sciences. (Chapter 9, Laws 1936).

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Senate Action: Received (S. J. 117); First Reading (S. J. 118); Placed on Second Reading (S. J. 118); Read Second time (S. J. 119); Placed on Third Reading

(S. J. 119); Read Third time and passed (S. J. 121, 122); Signed by the President pro tempore (S. J.122).

HOUSE BILL NO. 12, by Mr. Wilson of Maricopa, making appropriation to University of Arizona for buildings and establishment of experimental farm. (Chapter 5, Laws 1936).

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Senate Action: Received (S. J. 115); First Reading (S. J. 118); Placed on Second Reading (S. J. 118); Read Second time (S. J. 120); Placed on Third Reading (S. J. 120); Read Third time and passed (S. J. 122); Signed by the President pro tempore (S. J. 122).

HOUSE BILL NO. 13, by Messrs. Sharpe, Marks and Bowling of Cochise, Mr. Hill of Maricopa, Messrs. Rapp, Gardner and Wisdom of Pima, assistance to dependent children act of 1936.

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Senate Action: Received (S. J. 98); First Reading (S. J. 98); Placed on the Calendar (S. J. 98); Committee of Whole recommending amended do pass (S. J. 104); Referred to Public Health (S. J. 105); Died in Committee.

HOUSE BILL NO. 14, by Messrs. Sharpe, Marks and Bowling of Cochise, Mr. Hill of Maricopa, Messrs. Rapp, Gardner and Wisdom of Pima, assistance to needy blind act of 1936.

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HOUSE BILL NO. 15, by Messrs. Goodson and Thompson of Maricopa, relating to bonds of agricultural improvement districts.

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Transmitted to the governor .....	117
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Senate Action: Received (S. J. 98); First Reading (S. J. 98); Referred to Judiciary (S. J. 99); Withdrawn from Judiciary and placed on Second Reading (S. J. 102); Read Second time (S. J. 102); Placed on Third Reading (S. J. 102); Read Third time and passed (S. J. 102); Signed by the President pro tempore (S. J. 103).

HOUSE BILL NO. 16, was vetoed December 1, 1936, by the governor for the following reasons set forth in his letter:

"December 1, 1936.

Dear Mr. Kerby:

I have today vetoed House Bill No. 16, 'An Act relating to the income tax, and amending section 36 of the income tax act of 1933.'

I am in hearty accord with this legislation and believe it to be meritorious, but after careful consideration

and legal advice, I am of the opinion that this was not covered by my call for the special session of the legislature—hence my veto.

Very truly yours,

(Signed)

B. B. MOEUR,  
Governor."

RESUME OF HOUSE RESOLUTIONS, CONCURRENT RESOLUTIONS, JOINT RESOLUTIONS, MEMORIALS AND CONCURRENT MEMORIALS

RESOLUTIONS:

Total number introduced .....	8	
Adopted by the House .....	8	
	<hr/>	<hr/>
	8	8
	<hr/>	<hr/>

CONCURRENT RESOLUTIONS:

HOUSE ACTION

Total number introduced .....		4
Passed by the House .....	4	
	<hr/>	<hr/>
	4	4
	<hr/>	<hr/>

SENATE ACTION:

Total number transmitted to the Senate .....		4
Passed by the Senate .....	3	
Died in the Senate .....	1	
	<hr/>	<hr/>
	4	4
	<hr/>	<hr/>

GOVERNOR'S ACTION:

Total number transmitted to the Governor .....		3
Signed by the Governor .....	3	
	<hr/>	<hr/>
	3	3
	<hr/>	<hr/>

JOINT RESOLUTIONS:

HOUSE ACTION:

Total number introduced .....	1	1
Laid on the table .....	1	
	<u>1</u>	<u>1</u>

MEMORIALS:

Total number introduced .....	2	2
Passed by the House .....	2	
	<u>2</u>	<u>2</u>

HOUSE CONCURRENT MEMORIALS:

HOUSE ACTION:

Total number introduced .....	2	2
Passed by the House .....	2	
	<u>2</u>	<u>2</u>

SENATE ACTION:

Total number transmitted to the Senate .....	2	2
Passed by the Senate .....	2	
	<u>2</u>	<u>2</u>

GOVERNOR'S ACTION:

Total number transmitted to the Governor .....	2	2
Signed by the Governor .....	2	
	<u>2</u>	<u>2</u>

HOUSE RECORD OF HOUSE RESOLUTIONS

HOUSE RESOLUTION NO. 1, by Mr. Morrow of Mohave, on the death of Anson Hubert Smith.

Introduced and adopted ..... 27

HOUSE RESOLUTION NO. 2, by Mr. Wisener of Yuma and Mrs.

Porter of Maricopa, conveying sympathy to Honorable James Sayers.	
Introduced and adopted .....	28
HOUSE RESOLUTION NO. 3, by the Committee on Petitions and Memorials, in memory of son of Honorable Frank Skinner.	
Introduced and adopted .....	28, 29
HOUSE RESOLUTION NO. 4, by Messrs. Bowling, Gray and Sharpe of Cochise, Messrs. Chavez and Gardner of Pima, Mr. Murray of Navajo, Messrs. Palmer and Gillett and Mrs. Porter of Maricopa and Mr. Wisener of Yuma, appointment of committee to investigate various state departments relative to wages.	
Introduced and adopted .....	35
Appointment of Committee .....	35
Report of Committee .....	144, 145
HOUSE RESOLUTION NO. 5, by Mr. Morrow of Mohave, in memory of the late Honorable Edgar G. DuBois.	
Introduced and adopted .....	38
HOUSE RESOLUTION NO. 6, by Mr. Marks of Cochise, Mr. Danenhauer of Greenlee and Mr. Williams of Coconino, on the death of the late Honorable Michael J. Hannon.	
Introduced and adopted .....	45, 46
HOUSE RESOLUTION NO. 7, by Messrs. Isley and Riggs of Maricopa, on the death of the late Honorable John P. Orme.	
Introduced and adopted .....	47, 48
HOUSE RESOLUTION NO. 8, by Mr. Shelton of Yuma, on the death of the late Honorable John Doan.	
Introduced and adopted .....	62, 63
HOUSE RECORD OF HOUSE CONCURRENT RESOLUTIONS	
HOUSE CONCURRENT RESOLUTION NO. 1, by Mr. Wisdom of Pima, recommending fencing of certain highways.	
First Reading .....	30
Second Reading, Referred to Committee on Highways and Bridges .....	33
Report of the Committee on Highways and Bridges.....	39
Report of the Committee of the Whole House.....	51
Report of the Committee on Enrolling and Engrossing.....	52
Third Reading, passed .....	55
Passed the Senate, amended .....	105
House concurred in Senate amendments.....	105
Transmitttd to the governor .....	106
Signed by the governor .....	130

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Senate Action: Received (S. J. 65); First Reading (S. J. 66); Placed on the Calendar (S. J. 66); Committee of Whole recommending amended do pass (S. J. 81); Placed on Second Reading (S. J. 82); Read Second time (S. J. 83); Referred to Enrolling and Engrossing (S. J. 83); Reported (S. J. 87); Read Third time and passed (S. J. 88, 89); Signed by the President pro tempore (S. J. 89); House concurred (S. J. 95).

HOUSE CONCURRENT RESOLUTION NO. 2, by Mr. Davis of Cochise and Mr. Gardner of Pima, relating to reorganization of state land department.

First Reading .....	32
Second Reading, Referred to Committees on Efficient Government and Public Lands .....	37
Report of the Committee on Public Lands .....	39
Report of the Committee on Efficient Government .....	40
Report of the Committee of the Whole House .....	40, 41
Report of the Committee on Enrolling and Engrossing .....	42
Third Reading, passed .....	46
Died in the Senate.	

Senate Action: Received (S. J. 28); First Reading (S. J. 30); Referred to Agriculture and Forestry (S. J. 34); Report of Agriculture and Forestry do not pass (S. J. 106); Placed on the Calendar (S. J. 106); Died on the Calendar.

HOUSE CONCURRENT RESOLUTION NO. 3, by Mr. Gray of Cochise, and Mr. Penny of Pima, requesting reports of transmission of power from Boulder Dam.

First Reading .....	90
Second Reading .....	90
Third Reading, passed .....	96
Passed the Senate .....	113
Transmitted to the governor .....	113
Signed by the governor .....	130

Senate Action: Received (S. J. 87); First Reading (S. J. 88); Referred to Judiciary (S. J. 90); Report of Judiciary do pass (S. J. 92, 93); Placed on Second Reading (S. J. 93); Read Second time (S. J. 93); Read Third time and passed (S. J. 97, 98); Signed by the President pro tempore (S. J. 98).

HOUSE CONCURRENT RESOLUTION NO. 4, by Mr. Bohlinger of Santa Cruz, expressing appreciation to governor of Sonora for members of the twelfth legislature.

First Reading .....	135
Second Reading .....	135
Third Reading, passed .....	136
Passed the Senate .....	142
Transmitted to the governor .....	142
For governor's action, See History of House Bills.	

Senate Action: Received (S.J. 111); First Reading (S.J. 111); Read Second time (S. J. 111); Read Third time and passed (S. J. 111); Signed by the President pro tempore (S. J. 111).

HOUSE RECORD OF HOUSE JOINT RESOLUTIONS

HOUSE JOINT RESOLUTION No. 1, by the Committee on Petitions and Memorials (by request) relating to a program of anti-war legislation.

First Reading .....	81
Second Reading, Placed on the Calendar .....	81
Report of the Committee of the Whole House .....	102
Laid on the table .....	102

HOUSE RECORD OF HOUSE MEMORIALS

HOUSE MEMORIAL No. 1, by Mr. Wisener of Yuma, urging establishment of Port on gulf of California.

Introduced and adopted .....	77, 78
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HOUSE RECORD OF HOUSE CONCURRENT MEMORIALS

HOUSE CONCURRENT MEMORIAL NO. 1, by the Committee on Ways and Means, urging congress to amend old age assistance of social security act to except non-taxable tribal Indians.

First Reading .....	66
Second Reading, Referred to Committees on Petitions and Memorials, Ways and Means and Judiciary .....	69
Report of the Committee on Ways and Means .....	71
Report of the Committee on Judiciary .....	71
Report of the Committee on Petitions and Memorials.....	80
Report of the Committee of the Whole House .....	96, 97
Report of the Committee on Enrolling and Engrossing...	98
Motion to amend, lost .....	101
Third Reading, passed .....	101, 102
Passed the Senate .....	110
Transmitted to the governor .....	110
Signed by the governor .....	130

Senate Action: Received (S. J. 90); First Reading (S. J. 90); Read Second time (S. J. 91); Read Third time and passed (S. J. 92); Signed by the President pro tempore (S. J. 92).

HOUSE CONCURRENT MEMORIAL NO. 2, by Mr. Wisdom of Pima, relating to construction of addition to capitol building.

First Reading .....	100
Second Reading, Referred to Committees on Petitions and Memorials, Appropriations, Judiciary and Public Institutions .....	100, 101

Report of the Committee on Judiciary .....	128
Report of the Committee on Public Institutions .....	128
Report of the Committee on Petitions and Memorials.....	129
Report of the Committee on Appropriations .....	129
Report of the Committee of the Whole House .....	150
Report of the Committee on Enrolling and Engrossing ....	152
Third Reading, passed .....	152
Passed the Senate .....	159
Transmitted to the governor .....	159
For governor's action, See History of House Bills.	
Senate Action: Received (S. J. 118); First Reading (S. J. 118); Read Second time (S. J. 120); Read Third time and passed (S. J. 122, 123); Signed by the President pro tempore (S. J. 123).	

## RESUME OF SENATE BILLS

Total number received from Senate .....		6
Passed by the House .....	6	
	<hr/>	<hr/>
	6	6
	<hr/>	<hr/>

## HOUSE RECORD OF SENATE BILLS

SENATE BILL NO. 1, by Senator Collins of Pima and Senator Rienhardt of Gila, relating to salaries of state officers. (Chapter 12, Laws 1936.)

Received from the Senate .....	58
First Reading .....	58
Second Reading, Referred to Committee on Appropriations	62
Report of the Committee on Appropriations .....	79
Report of the Committee of the Whole House .....	136, 137
Third Reading, passed .....	147
(Signed by the Governor.)	

SENATE BILL NO. 2, by Senator Rienhardt of Gila, making appropriation to governor for state litigations. (Chapter 7, Laws 1936.)

Received from the Senate .....	66
First Reading .....	66
Second Reading, Referred to Committees on Appropriations, Judiciary and County and County Affairs .....	69
Report of the Committee on Judiciary .....	98
Report of the Committee on Appropriations .....	143
Report of the Committee on County and County Affairs.....	144
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Third Reading, passed amended.....	158
Senate concurred in House amendments.....	159, 160
(Signed by Governor.)	

SENATE BILL NO. 3, by the Committee on Labor and Capital,  
unemployment compensation law. (Chapter 13, Laws  
1936.)

Received from the Senate .....	106
First Reading .....	106
Second Reading, placed on the Calendar .....	107
Report of the Committee of the Whole House.....	115-117
Report of the Committee on Enrolling and Engrossing.....	128
Amended by House, sitting as Committee of the Whole.....	130
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Third Reading, passed amended .....	131
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House accepts message of Senate .....	161, 162
(Signed by the governor.)	

SENATE BILL NO. 4, by Senator Rienhardt of Gila, making a de-  
ficiency appropriation for state water commissioner. (Chap-  
ter 3, Laws 1936.)

Received from the Senate .....	55
First Reading .....	55
Second Reading, Referred to Committee on Appropriations	62
Report of the Committee on Appropriations .....	70
Report of the Committee of the Whole House.....	76
Third Reading, passed .....	76
(Signed by the Governor.)	

SENATE BILL NO. 7, by Senator Ethington of Pinal, refunding  
bond improvement act. (Chapter 10, Laws 1936.)

Received from the Senate .....	84
First Reading .....	84
Second Reading, Referred to Committees on Agriculture and Irrigation and Judiciary .....	85
Report of the Committee on Agriculture and Irrigation.....	103, 104
Report of the Committee on Judiciary .....	128
Report of the Committee of the Whole House.....	149, 150
Third Reading, passed .....	150
(Signed by the Governor.)	

SENATE BILL NO. 10, by Senator Rienhardt of Gila, making ap-  
propriation for purchase of revised codes.

Received from the Senate .....	148
First Reading .....	148
Second Reading .....	149
Third Reading, passed .....	149
(Vetoed by the governor.)	

## RESUME OF SENATE CONCURRENT RESOLUTIONS AND JOINT RESOLUTIONS.

## CONCURRENT RESOLUTIONS:

Total number received .....		3
Passed by the House .....	2	
Laid on the table .....	1	
	<hr/>	
	3	3
	<hr/>	
	<hr/>	<hr/>

## JOINT RESOLUTIONS:

Total number received .....		2
Passed by the House .....	1	
Died on Second Reading .....	1	
	<hr/>	
	2	2
	<hr/>	
	<hr/>	<hr/>

## HOUSE RECORD OF SENATE CONCURRENT RESOLUTIONS

SENATE CONCURRENT RESOLUTION NO. 1, by Senator Angius of Cochise, recommending basic wage increase to public works' employees.

Received from the Senate .....		75
First Reading .....		75
Second Reading, Referred to Committee on Labor and Judiciary .....		81
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Report of the Committee of the Whole House .....		102
Laid on the table .....		102

SENATE CONCURRENT RESOLUTION NO. 2, by Senator Collins of Pima, Senator Bush of Yuma, Senator Johnson of Maricopa, Senator Patterson of Yavapai, on the passing of Susan Arbell Anderson.

Received from the Senate .....		84
First Reading .....		84
Second Reading, Referred to Committee on Petitions and Memorials .....		90
Report of the Committee on Petitions and Memorials.....		99
Report of the Committee of the Whole House .....		105
Third Reading, passed .....		107

SENATE CONCURRENT RESOLUTION NO. 3, by Senator Ethington of Pinal, on the passing of Elmer Walter Coker.

Received from the Senate .....		114
First Reading .....		114
Second Reading .....		114
Third Reading, passed .....		115

HOUSE RECORD OF SENATE JOINT RESOLUTIONS

SENATE JOINT RESOLUTION NO. 1, by Senator Hunt of Co-chise, approving establishment of Big Lake Game Preserve within Apache National Forest.

Received from the Senate .....	58
First Reading .....	58
Second Reading, Referred to Committee on Fish and Game .....	62
Report of the Committee on Fish and Game .....	80
Report of the Committee of the Whole House .....	96, 97
Third Reading, passed .....	97

SENATE JOINT RESOLUTION NO. 2, by Senator Reinhardt of Gila, directing state auditor to allow and pay certain claims.

Received from the Senate .....	160
First Reading .....	160
Died on Second Reading.	

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## HOUSE SELECT COMMITTEES

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## HOUSE STANDING COMMITTEES

## ACCOUNTING AND BUSINESS METHODS:

Hill, Chairman; Love, Patterson, Wisdom, Palmer.

## AGRICULTURE AND IRRIGATION:

Sullivan, Chairman; Kenworthy, Thompson, Goodson, Isley,

Skinner, Webb, Patterson, Petersen of Navajo, Wisener, Wilson, Gillett.

**APPROPRIATIONS:**

Wilson, Chairman; O'Neill, Riggs, Williams, Sharpe, Penny, Isley, Pratt, Sullivan, Curry, Spaid, Bohlinger.

**BANKING AND INSURANCE:**

Wisdom, Chairman; Imler, Heron, Shelton, Chavez, Chisum, Sharpe, Orthel, Wilson.

**CAPITOL BUILDING AND GROUNDS:**

Armstrong, Chairman; Pratt, Wisener, Isley, Danenhauer.

**CHILD WELFARE:**

Chavez, Chairman; Gray, Wisdom, Porter, Petersen of Maricopa, Danenhauer.

**CONSTITUTIONAL AMENDMENTS AND REFERENDUM:**

Murray, Chairman; Wisener, Porter, Bowling, Morrow, Petersen of Maricopa.

**CORPORATIONS:**

Danenhauer, Chairman; Mader, Richards, Rapp, Pratt, Petersen of Maricopa.

**COUNTY AND COUNTY AFFAIRS:**

Goodson, Chairman; Armstrong, Reichard, Sullivan, Curry, Batchelder, Palmer, Porter, Richards.

**EDUCATION:**

Curry, Chairman; Riggs, Gardner, Marks, Webb, Thompson, Pratt, Armstrong, Chavez, Skinner, Rapp, Petersen of Navajo, Palmer, Porter.

**EFFICIENT GOVERNMENT:**

Gardner, Chairman; Davis, Imler, Chisum, Murray.

**ENROLLING AND ENGROSSING:**

Rosenbaum, Chairman; Heron, Chisum.

**FISH AND GAME:**

Imler, Chairman; Thompson, Williams, Babbitt, Franklin, Morrow, Orthel, Palmer, Batchelder.

## HIGHWAYS AND BRIDGES:

Davis Chairman; Isley, Sharpe, Gardner, Richards, Murray, Batchelder, Franklin, Morrow, Shelton.

## INSTITUTIONAL REORGANIZATION:

Porter Chairman; Wisdom, Franklin, Reichard, Petersen of Navajo, Gillett.

## JUDICIARY:

Rapp, Chairman; Babbitt, Spaid, Marks, Penny, Heron, Riggs, Morrow, Goodson, Hill, Sullivan.

## LABOR:

Gray Chairman; Bowling, Wisdom, Davis, Hill, Chavez, Love, Mader, Sullivan.

## LIVESTOCK:

Webb, Chairman; Sharpe, Thompson, Williams, Babbitt, Danenhauer, Davis, Love, Kenworthy, Patterson, Petersen of Navajo, Reichard.

## MINES AND MINING:

Bowling, Chairman; Love, Mader, Franklin, Reichard, Richards.

## PETITIONS AND MEMORIALS:

Palmer, Chairman; Gillett, Morrow, Bowling, Danenhauer.

## PRINTING AND CLERKS:

Chisum, Chairman; Rosenbaum, O'Neill, Wilson, Marks, Steinel, Webb.

## PUBLIC HEALTH:

Batchelder, Chairman; Franklin, Gray, Armstrong, Skinner, Steinel, Porter, Petersen of Maricopa.

## PUBLIC INSTITUTIONS:

Wisener, Chairman; Penny, Chavez, Curry, Gillett, Marks, Orthel.

## PUBLIC LANDS:

Skinner, Chairman; Gillett, Petersen of Navajo, Penny, Murray.

## RECONSTRUCTION AND UNEMPLOYMENT:

Orthel, Chairman; Williams, Gray, Patterson, Mader.

## RULES:

Bohlinger, Chairman; O'Neill, Goodson, Riggs, Wilson, Rosenbaum, Shelton.

## STATE AND NATIONAL DEFENSE:

Riggs, Chairman; Imler, Curry, Rapp.

## SUFFRAGE AND ELECTIONS:

Kenworthy, Chairman; O'Neill, Rosenbaum, Reichard, Murray.

## WAYS AND MEANS:

Babbitt, Chairman; Heron, Rapp, Gardner, Kenworthy, Steinel, Batchelder, Hill, Petersen of Maricopa.

## ERRORS AND OMISSIONS

All typographical and grammatical errors have been corrected in the permanent journal and the following errors and omissions have also been noted and corrected:

Page 33, strike the words "Committee on Printing" in line 19 and insert "Committee on Highways and Bridges."