

JOURNAL  
OF THE  
SENATE



THIRTEENTH LEGISLATURE  
OF THE  
STATE OF ARIZONA  
1937

SESSION CONVENE—JANUARY ELEVEN  
SESSION ADJOURNED—SINE DIE 3:50 O'CLOCK P. M.  
MARCH THIRTEEN  
NINETEEN HUNDRED THIRTY-SEVEN



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PART I

OFFICERS OF THE SENATE OF THE THIRTEENTH LEGISLATURE  
OF THE STATE OF ARIZONA—REGULAR SESSION

PAUL C. KEEFE (Dem.) Yavapai County.....President  
W. J. GRAHAM (Dem.) Maricopa County.....Secretary  
T. F. HUGHES (Dem.) Maricopa County.....Chaplain  
FRANK GILLICK (Dem.) Yavapai County.....Sergeant at Arms  
KEAN ST. CHARLES (Dem.) Mohave County.....Doorkeeper

MEMBERS OF THE SENATE OF THE THIRTEENTH LEGISLATURE  
OF THE STATE OF ARIZONA

County	Member	Politics	Residence
Apache.....	W. E. Wiltbank.....	Dem.....	Eagar
Cochise.....	Dan Angius.....	Dem.....	Bisbee
Cochise.....	Joe S. Hunt.....	Dem.....	Douglas
Coconino.....	James E. Babbitt.....	Dem.....	Flagstaff
Gila.....	E. H. McEachren.....	Dem.....	Miami
Gila.....	Daniel E. Rienhardt.....	Dem.....	Globe
Graham.....	W. B. Kelly.....	Dem.....	Safford
Greenlee.....	A. C. Stanton.....	Dem.....	Clifton
Maricopa.....	R. T. Jones.....	Dem.....	Phoenix
Maricopa.....	Frank T. Pomeroy.....	Dem.....	Mesa
Mohave.....	J. Hubert Smith.....	Dem.....	Kingman
Navajo.....	Robert L. Moore.....	Dem.....	Winslow
Pima.....	Henry A. Dalton.....	Dem.....	Tucson
Pima.....	Gus Wieden.....	Dem.....	Tucson
Pinal.....	W. C. Truman.....	Dem.....	Florence
Santa Cruz.....	J. A. Harrison.....	Dem.....	Nogales
Yavapai.....	Paul C. Keefe.....	Dem.....	Clarkdale
Yavapai.....	W. E. Patterson.....	Dem.....	Prescott
Yuma.....	H. H. Baker.....	Dem.....	Yuma

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# SENATE JOURNAL

THIRTEENTH STATE LEGISLATURE  
REGULAR SESSION—1937

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## MONDAY, JANUARY 11

The second Monday of January being the date prescribed by the Constitution of Arizona for the biennial meeting of the Legislature, the regular session of the Thirteenth Legislature commenced this day.

The Senate assembled in its chamber at the Capitol at 12 o'clock noon. Mr. J. A. Harrison, the Senator-elect from Santa Cruz County, being in point of years the oldest Senator-elect, called the Senate to order.

W. J. Graham, of Phoenix, acted as secretary pro tempore.

Reverend T. F. Hughes, of Maricopa county, offered prayer.

The roll was called and the following Senators-elect answered to their names:

Angius, Dan	Keefe, Paul C.	Smith, J. Hubert
Babbitt, James E.	Kelly, W. B.	Stanton, A. C.
Baker, H. H.	McEachren, E. H.	Truman, W. C.
Dalton, Henry A.	Moore, Robert L.	Wieden, Gus
Harrison, J. A.	Patterson, W. E.	Wiltbank, W. E.
Hunt, Joe S.	Pomeroy, Frank T.	
Jones, R. T.	Rienhardt, Daniel E.	

### CREDENTIALS COMMITTEE

The President pro-tempore designated Mr. McEachren, Mr. Jones and Mr. Patterson as a committee on credentials.

### RECESS

By unanimous consent (at 12 o'clock and five minutes, p. m.) the Senate stood at recess, subject to the call of the gavel.

The President pro tempore called the Senate to order at 12:30 o'clock, p. m.

### REPORT OF COMMITTEE ON CREDENTIALS

The Committee on Credentials submitted the following report:

To the Chairman of the Temporary Organization of the Senate of the Thirteenth Legislature:

Your committee on credentials has carefully examined the certificates of those elected to the Senate and finds they are entitled to seats as follows:

Dan Angius .....	Cochise County
James E. Babbitt .....	Coconino County
H. H. Baker .....	Yuma County
Henry A. Dalton .....	Pima County
J. A. Harrison .....	Santa Cruz County
Joe S. Hunt .....	Cochise County
R. T. Jones .....	Maricopa County
Paul C. Keefe .....	Yavapai County
W. B. Kelly .....	Graham County
E. H. McEachren .....	Gila County
Robert L. Moore .....	Navajo County
W. E. Patterson .....	Yavapai County
Frank T. Pomeroy .....	Maricopa County
Daniel E. Rienhardt .....	Gila County
J. Hubert Smith .....	Mohave County
A. C. Stanton .....	Greenlee County
W. C. Truman .....	Pinal County
Gus Wieden .....	Pima County
W. E. Wiltbank .....	Apache County

Mr. McEachren moved the adoption of the report. The motion was agreed to.

#### OATH OF OFFICE

The President pro tempore designated Mr. Angius and Mr. Kelly as members of a committee to invite Chief Justice A. G. McAlister to administer the oath of office to the Senators-elect and to escort the Chief Justice to the Senate chamber.

Chief Justice McAlister entered the Senate chamber, administered the oath of office to the Senators-elect, and was accorded a rising vote of thanks.

#### ELECTION OF PRESIDENT

Mr. McEachren placed in nomination for the office of President of the Senate Mr. Paul C. Keefe, a Senator from Yavapai County.

Mr. Jones seconded the motion.

Mr. McEachren moved that the nominations be closed and Mr. Keefe be declared the unanimous choice of the Senate. The motion was agreed to.

The President was escorted to the chair by Mr. McEachren and Mr. Jones, and expressed briefly his appreciation of the honor conferred upon him.

#### ELECTION OF OTHER OFFICERS

Mr. Patterson placed in nomination for the office of Secretary of the Senate Mr. W. J. Graham, of Phoenix.

Mr. Rienhardt seconded the motion.

Mr. Patterson moved that the nominations be closed and that Mr. Graham be declared the unanimous choice of the Senate. The motion was agreed to.

Mr. Patterson placed in nomination for the office of Sergeant-at-Arms, Mr. Frank Gillick, of Octave, Arizona.

Mr. Rienhardt seconded the motion.

Mr. Patterson moved that the nominations be closed and that Mr. Gillick be declared the unanimous choice of the Senate. The motion was agreed to.

Mr. Patterson placed in nomination for the office of Door-keeper Mr. Kean St. Charles, of Kingman, Arizona.

Mr. Rienhardt seconded the motion.

Mr. Patterson moved that the nominations be closed and that Mr. St. Charles be declared the unanimous choice of the Senate. The motion was agreed to.

Mr. Patterson placed in nomination for the office of Chaplain Reverend T. F. Hughes, of Phoenix.

Mr. Rienhardt seconded the motion.

Mr. Patterson moved that the nominations be closed and that Reverend Hughes be declared the unanimous choice of the Senate. The motion was agreed to.

#### PRESENTATION OF GAVEL

Mr. Pomeroy presented to the President of the Senate a gavel, with the compliments of the Department of Industrial Arts and Technology of the Arizona State Teachers College at Tempe.

#### MESSAGE FROM THE HOUSE

A committee from the House of Representatives, consisting of Mrs. Porter, Mr. Carson and Mr. Gray, notified the Senate that the House was duly organized and ready for the transaction of business.

#### NOTIFICATION OF HOUSE AND GOVERNOR

The President designated Mr. Jones, Mr. McEachren and Mr. Harrison, a committee to notify the House of Representatives that the Senate was organized and ready for the transaction of business, and to act with a like committee from the House to notify the Governor that the Legislature was organized and ready to receive any communication he might wish to make.

#### RECESS

By unanimous consent (at 12 o'clock and forty minutes, p. m.) the Senate stood at recess subject to the call of the gavel.

The President called the Senate to order at 12:50 o'clock, p. m.

#### NOTIFICATION OF THE GOVERNOR

Mr. Jones, Mr. McEachren and Mr. Harrison reported to the Senate that the Governor was ready to deliver his biennial message to the Senate and House in joint session in the House chamber.

## RECESS

By unanimous consent (at 12 o'clock and fifty-two minutes, p. m.) the Senate stood at recess subject to the call of the gavel, following the joint session.

## JOINT SESSION

In accordance with the recess taken by the two Houses, the Senate and the House of Representatives assembled in joint session at 12:55 o'clock, p. m., in the House of Representatives chamber, the President of the Senate in the chair.

The Secretary of the Senate called the roll of the Senate and the following Senators answered to their names:

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The Chief Clerk of the House called the roll of the House of Representatives, and the following Representatives answered to their names:

Adamson	Johns	Reichard
Batchelder	Johnson	Rosenbaum
Bourdon	Kenworthy	Sharpe
Brayton	Klein	Shelton
Burk	Mader	Skinner
Carson	Marks	Stauffer
Combs	Menderson	Struckmeyer
Cummard	Mitchell	Sullivan
Curry	Morrow	Thompson
Farley	Mullen	Williams (Coconino)
Fritz	Murray	Williams (Graham)
Gillett	McDonald	Wilson
Goodson	McKinney	Wisdom
Gray	O'Neill	Wisener
Hamblin	Petersen	Wood
Heron	Porter	Mr. Speaker
Isley	Priser	

The President designated Mr. Jones, Mr. McEachren and Mr. Harrison, and Representatives Porter, Carson and Gray, to escort the Governor to the House chamber.

His Excellency, the Governor of Arizona, R. C. Stanford, appeared in the House chamber, escorted by Mr. Jones, Mr. McEachren, Mr. Harrison, Mrs. Porter, Mr. Carson and Mr. Gray, and was introduced by the President.

The Governor addressed the joint session in an appropriate manner and read the following message:

## MESSAGE OF THE GOVERNOR

Mr. President, Mr. Speaker, members of the Senate and House of Representatives of the thirteenth legislature:

Seriously mindful of the great responsibility which has fallen to my lot, along with the high honor conferred upon me by the office of governor of this state, I appear before you to deliver my message recommending matters for your consideration.

With one exception, I believe, we have all been elected on the democratic platform together with all the state officers of this state, the pledges of which we are in honor bound to fulfill to the best of our ability. Certain policies of government together with certain positions on public questions have been determined as the basis of action for our party. It is the duty of the governor to cooperate with the legislature in the preparation and adoption of such legislation as will redeem the pledges made in that platform, and I trust that we shall be able to cooperate and so justify the confidence which the people of this state have placed in us. It shall be my purpose to scrupulously respect the functions of the legislative branch of our government and to cooperate in bringing about so far as possible the best results of which our combined efforts may be capable. It is only by such cooperation and such cordial relations among all the branches of our government that the people may be best served and their interests protected. We should seek the exchange of advice and counsel to the end that we may, all of us, justify the people in placing us in these responsible positions.

## RESPONSIBILITY IN GOVERNMENT

The executive branch of the government in this state is handed responsibility for the administration of the government of the whole state and yet the functions of government are so divided and responsibility is so placed among various boards and commissions and in various places over which the governor has little or no control that he is in fact not legally responsible for the proper administration of the law. It is desirous from this viewpoint that so far as is reasonably possible the governor should be given the authority for the appointment of the administrative offices of the state so that he may have the power to appoint those officials for whose acts the elector shall hold him accountable. The democratic platform pledged itself, so far as possible in keeping with good government, to reduce the cost and overhead of government operation. In order to accomplish this we shall be compelled to consolidate many of the functions of government and to reorganize to some extent so that we may be able to operate with less expenditure of money than has been done in the past. To this end, I recommend that the legislature give care-

ful thought and consideration to a program for the elimination of any and all unnecessary boards and commissions, and wherever possible to consolidate the functions of such boards and commissions to enable the state to reduce its operating costs. There are many duplications existing in the present set-up of state government. Among them may be found the provision for the corporation commission having jurisdiction over certain regulations of motor vehicles, and the highway department having jurisdiction over others, and yet the two overlap and both are attempting to perform the same functions. The result is a large expense and reduction in efficiency. This is only one instance, but all of such cases should be eliminated by proper legislation.

#### REDUCING GOVERNMENT COST

Through the methods of consolidation and elimination we shall find that much reduction may be brought about in government expense. I am reliably informed that much of our accounting system in various departments is antiquated and that our methods of collection and distribution of funds are exceedingly expensive. Therefore, I recommend that the state examiner be provided with the necessary funds and help to make a thorough examination of the various departments of state and set-up. I recommend the passage of a bill requiring the state examiner, in addition to his present duties, to make a thorough examination and survey of every state office or department, and report to the governor of the state in all cases where there can be a saving of money expended, and the adoption of such methods of accounting and management of the office as shall result in reduced expenditure, and that such funds be provided as shall be necessary for such work and the installation of such a method of accounting and collection and distribution of funds as will reduce the cost in keeping with modern practices.

I also recommend to the legislature that provision be made for the investment of permanent state funds in bonds wherever it has not been provided, to the end that a fair rate of interest may be obtained from all state funds.

And I further recommend that provision be made authorizing the counties and municipalities to provide for refunding their bonded indebtedness so that they may obtain the benefit of reduced rates of interest.

#### TAXATION

While it is incumbent on us to make every provision for the reduction of the cost of government wherever possible, we must remember that it is also incumbent on us to provide the necessary revenue for the proper administration of state government. In this connection I wish to call your attention to the fact that

we are pledged as a party. All members of the legislature elected on the democratic ticket, as well as myself, are bound by the pledge that we shall revise the present sales tax so as to eliminate from its provisions the tax on all the necessities of life and to repeal the same in its entirety if found feasible. However, due to the fact that there are necessary additions to the budget required for the maintenance of our state institutions on the high plane to which they are entitled it appears that it may be necessary to keep the present tax on some portion of sales. Therefore, I recommend to the legislature at this time that they so amend the present sales tax law as to eliminate and exempt from its provisions:

All foodstuffs.

Wood, coal and fuel oil.

Men's suits and overcoats selling at retail up to \$30.00.

Women's dresses or coats up to \$30.00 All children's clothing.

Shoes that sell up to \$5.00 retail.

Men's or women's hats that sell for \$5.00 or less.

Men's shirts selling for \$2.00 or less.

Men's or women's hose selling for 75c or less.

Men's or women's underwear selling for \$2.00 or less per garment.

All purchases by the state or any of its subdivisions.

All purchases made by charitable institutions, such as convents, hospitals, or welfare organizations, where such articles purchased shall be for the relief of the poor.

I recommend to you that Sections 3065 and 3136 of the revised code of Arizona 1928, be amended so as to provide that any taxes that shall be found to have been paid under protest, as therein provided, shall be repaid in cash and that the same be further amended so as to provide that whenever any person, association or corporation, owning property in more than one county, shall pay any such tax under protest in more than one of such counties that one action may be maintained for such taxes so paid in any or all counties of the state and the county in which the first action is begun shall have jurisdiction to try and determine the questions arising in all other counties in which taxes may have been paid by such person under protest. I believe that such amendments will prevent any further suits enjoining the payment of taxes and that we shall not hereafter have actions pending holding up the payment of millions of dollars,

and, therefore, we shall eliminate the necessity of the sales tax to a large extent.

The federal government adopted a method of taxation by which stamps were used for all transfers of real property and all evidences of indebtedness as security which proved successful, inexpensive and a fruitful source of revenue. This plan has been adopted by various states in various forms and has proven successful. I am satisfied that the method will provide all the necessary revenue to take the place of any deficiency on account of eliminating part of the sales tax. In addition to the above, Ohio and some of the other states have provided a use tax which amounts to a sales tax on all articles sold by agents in the state and shipped in from the outside. This tax will serve two purposes: it will bring in considerable revenue, and at the same time will protect our local merchants and business men against unfair competition from without the state.

Full information on this subject will be made available by members of this legislature who will provide a bill along these lines which it is believed will fulfill all the requirements and provide sufficient revenue to meet any depletion on account of the elimination of parts of the sales tax.

#### CRIME DETECTION AND PREVENTION

I recommend to the legislature for their careful consideration uniform acts recommended by the Interstate Commission on Crime, providing for the fresh pursuit of criminals, interstate extradition, out-of-state witnesses in criminal proceedings and use of state parole supervision. It is my belief that these acts, when placed in effect in the various states, will, to a great extent, eliminate the present practice of criminals escaping from one state to another and will, to a like extent, assist in the prosecution and conviction for the commission of a crime where witnesses have absented themselves beyond the jurisdiction of the state where such trials are conducted and also it will provide the necessary means of supervision of those persons on parole who are permitted to go beyond the confines of the state in which they are convicted.

As a means of crime prevention I recommend to the legislature that they make provision for the segregation of first offenders and offenders of immature age from association with any of the old and hardened criminals, and that provision be made that they be kept in a separate unit of the prison under separate supervision.

As a further safeguard against the commission of crime I recommend that any person who has been convicted a third time for the commission of a felony, whether in Arizona or elsewhere, shall be committed to the state prison for the rest of his natural life.

Again, a very fruitful field for promotion of crime is the traffic in firearms. Under present conditions anyone can deal in or dispose of firearms of any character and description and many of the supplies furnished to policemen, deputy sheriffs and highway patrolmen are disposed of when changes are made and all sorts of weapons, including machine guns and sawed-off shot guns easily fall into the hands of gangsters and others prepared for criminal activities. I recommend to you that a license be required of all persons who deal in firearms of any character and that a penalty be provided against anyone disposing of any firearms for any purpose or to any person without first having registered the same. That a description covering the name, character and number of every firearm disposed of shall be kept by every dealer so that authorities may know to whom it belongs and in whose possession it may be, and that the sale of firearms be restricted only to such persons as may be able to satisfy the authorities of their particular character and that the same is not for any criminal purpose, and particularly should all weapons which may be concealed be restricted to such persons as are of a good reputation. That a tax be provided for such license and such sale or disposition as will take care of whatever expense there may be in the administration of such act.

For the purpose of increasing the high morale of the peace officers of this state I recommend to the legislature that provision be made for a proper pension for all peace officers who have been in service for their proper period of time and whose record is of such a nature as to merit such recognition.

As a further provision for the prevention and detection of crime I recommend to the legislature that provision be made for equipping the highway patrol with radios, with a like equipment which shall be established by the various sheriffs' offices in the various counties and also police departments of the various cities of the state, and that such provision be made as shall require the cooperation between these various branches of peace officers in the use of radio equipment belonging to the state, counties and cities, and further recommend that all the members of the Arizona highway patrol be given the same protection in the performance of their duties as is now given to the peace officers of the state.

#### LIQUOR CONTROL

No one can well deny the disastrous effects of an uncontrolled liquor traffic. At the present time there is very little, if any, control exercised by the state over the sale and handling of intoxicating liquor. Our people do not desire to return to prohibition days, and yet we are confronted with the dilemma in which we must either prohibit or make effective a control policy. Therefore I recommend to you that you provide

for an intoxicating liquor control commissioner to be appointed by the governor, and that by appropriate legislation you require every one selling or disposing of intoxicating liquor, and everyone purchasing intoxicating liquor shall be required to first procure a license from the intoxicating liquor control commissioner; and that you further provide that such commissioner shall have full authority to regulate the traffic in intoxicating liquor by any rules and regulations he may define to be necessary.

#### STATE LAND DEPARTMENT

The state lands, permanent school fund and state school fund have come in for a great amount of criticism in the method of administration. There has been considerable study of the state land code and the losses concerning the permanent school fund and various recommendations have been made. Suitable legislation should be enacted for the more efficient and proper selection of state lands, and all such selection should be subject to the approval of the governor, and in making such selections care should be taken to the end that the expenses of such selection may be reduced, it having been called to my attention that in many instances the expenses were very excessive. I further recommend that all funds derived from school lands and all permanent funds should be audited annually by the state examiner and the results of the audit published. I further recommend that provision be made that in the event that any loans become delinquent that they be liquidated within a reasonable time. That all net losses to the permanent fund from whatever cause shall be established by proper report of the state examiner and that the legislature provide for recognition of this debt to the permanent fund of the state, and for payment of same.

#### MINING

One of the greatest assets of Arizona is the great and bountiful supply of rich ores found within its boundaries, and it is the duty of the state to encourage, in every reasonable and fair manner, the development of the resources and to protect insofar as possible the investments and property rights used in developing this great natural resource. I, therefore, recommend to the legislature the continuance of the copper tariff commission and to use whatever means may be found at its command, for a furtherance of the good work which has so far been carried on by this commission. I further recommend that the duties of this commission be broadened to include efforts to stimulate the silver market.

#### AGRICULTURE

It is my firm belief that the people of the state of Arizona have at their command all the necessary land, water and climate to produce all agricultural

products which its people need and use. The varied climate and resources of our state make it possible for the production of all these products in their respective seasons. In this connection I may say that we have, at this time, the university extension service which has rendered valuable service to the agricultural interests, and we have various boards and commissions which in one way or another are connected with the agricultural and livestock problem. I recommend that you give consideration to the forming of one department of state which would have control of all agricultural and horticultural and livestock interests of the state, to the end that we may have properly centered responsibility and consideration for the development and protection of our own people in each and all of these diversified interests.

#### COLORADO RIVER

The state of Arizona is to be congratulated on its persistent refusal to ratify the Colorado River compact. The state is also to be congratulated on the early foresight of citizens and officers of this state in the initiation of water appropriations and dam filings on the Colorado River for or in the name of the state. It is to be regretted that Arizona has never adopted and has never asserted a major project for the economic utilization of the water of the Colorado River to which the state is entitled. The problem which confronts us today in respect of this tremendous natural resource is to formulate a major project for the use of all of the Colorado River water to which this state is entitled with strict attention to the requirement, which at all times must be absolute, that the water shall be placed first upon the highest lands susceptible of irrigation so that the fullest and maximum advantage may be taken of return flow and reuse of water, and at the same time to take all steps and actions, legal or otherwise, as shall be adequate to prevent the present and intended encroachments of the state of California upon Arizona rights from becoming vested and an irreparable injury to this state.

This great problem, so vital to the future prosperity of this state and the realization of its true destiny, not only merits but demands our closest study and cooperation. The mistakes of the past, unfortunate as they may be, are not irretrievable, and out of them and out of our own study we will find the too-long delayed solution. I invite your cooperation, particularly and most earnestly. I shall have a special communication to make to you upon the Colorado River early during this session which will place before you fully and frankly my views and my recommendations.

#### WATER SURVEY

I recommend to the legislature that they make provision by proper appropriation, to allow the state

water commissioner to make adequate survey and compile statistical data on the water rights of the state and their potential development, to determine the relative rights of claimants to the use of water from common sources of supply where they have not been adjudicated; and to grant him the authority, without delay for the granting of permits to appropriate unappropriated water to those in position to place it to beneficial use.

#### LABOR

It has been called to my attention that considerable difficulties have been experienced by small wage earners, and those employed in variable occupations, in securing their money when it became due, or whenever their occupation was changed. An attempt has heretofore been made to authorize the labor commissioners to care for such conditions, but so far we have not accomplished the full intent and purpose of such action. May I commend to your careful consideration the legislation recommended by the association of government labor officials and conference on labor legislation, which provides for the means and method of enforcing payment of all wages as the same shall become due. In submitting this I wish to call your attention to the fact that it has been recommended by a great many of the labor commissioners who have had practical experience in attempting to carry out the duties of that office.

#### SOCIAL SECURITY

The special session of the twelfth legislature which convened in the month of November, 1936, passed the unemployment insurance law which is a part of the social security plan of our federal government. However, provision was not made for the compensation of the commission set-up. Primarily the commission for the unemployment insurance act is so constituted that it could well be made the basis for the administrative agency of the state to administer all the various branches of the social security act. You will find upon your consideration of the social security program that many of the functions of the various departments are overlapping or being now partially administered by our present welfare board. It can be readily seen that all of the social security program is interlocking, more or less, and that it would be very expensive to have separate administrative boards for these various branches. Furthermore, it is obvious to all of us that sooner or later, as prosperity returns, such other functions of the state welfare board as are not covered by this program of social security will be gradually taken away. Therefore, I recommend to you the passage of necessary acts concerning all those matters which are necessary to take full advantage of the social security program of the federal government, and to make such provision as may be necessary for the obtaining of all federal aid and federal cooperation

in carrying out this program. I recommend to you that you place the administration of these functions in the one commission, set up by the unemployment compensation act, chapter 13, of the laws passed by the twelfth legislature in special session. I further recommend that such legislation as may be necessary shall be passed transferring the duties, obligations, all records and all things that are necessary and parts of the now existing state and county welfare boards to the new commission thus set up, and provide such local and county organizations as shall be necessary under that commission. This recommendation is made from the standpoint of securing better efficiency, less expense, and proper coordination of all these various functions.

In this connection, I wish to call your attention to the fact that further relief, both direct and work relief, will probably be necessary for some time to come. Adequate provision has been made in the past two years for the care of our people, but now that the federal government is withdrawing its allotments to the state for direct relief it becomes necessary for the state to assume its share of that burden. I, therefore, recommend that you continue allotment of the luxury tax for the purpose of relief, and that such further provisions be made as may be deemed necessary to enact under recommendations which I have already made—to the end that we may efficiently and properly care for those who are unable to care for themselves.

#### EDUCATION

The free public schools are the very foundation of a continued free government, and I recommend to you that such provision be made by appropriate legislation as shall adequately provide school facilities for all the children in our state; and, if you deem it necessary in order to maintain our schools at their present high standard, that the state per capita tax be increased, I recommend to you that such provision be made.

#### PUBLIC HEALTH

At the present time there is considerable agitation with reference to the public health conditions among our people. It is of the utmost importance that the young people in particular should be properly informed about and protected against all preventable diseases and death. There will be presented to you certain measures for the reconstruction of our public health department; I recommend that you give the most careful consideration to these provisions that if you find necessary to change the present public health organizations in the state that you first be informed fully as to the true facts and conditions, and that whatever legislation may be passed be given the most careful consideration with a view of giving our people the

best kind of public health service of which the state is possible.

#### MORTGAGE MORATORIUM

We have not yet recovered sufficiently from the depression to enable our home owners and the farmers to completely meet their obligations; therefore, I recommend that the mortgage moratorium act be extended for another period of two years.

#### ADVERTISEMENT OF ARIZONA

While our state has the greatest diversity of climate, scenic beauty and natural advantages for a playground of the nation, little has been done by our state in the way of bringing these natural gifts to the attention of people outside. I recommend to you that provision be made for an advertising campaign to advertise the great resources and advantages of Arizona and its attractions to those who desire a vacation. A provision for an advertising bureau could well be made, properly financed and administered by an allocation of a small part of the gasoline tax and provided for under the highway department. I believe that through such a bureau the revenue derived from the tourist, the home seeker and health seeker, would more than offset the amount that we might spend for such a purpose.

In this connection, I direct your attention to the forthcoming Coronado cuatro centennial celebration which is now being planned by various states and particularly New Mexico. This celebration will take place in 1940 and most elaborate plans are being formulated by various other jurisdictions. Cooperation between Arizona and the other states through which Coronado traveled is necessary to the success of the celebration. The attention attracted by this sort of a celebration and our participation would go a long way in the advertising of Arizona and would be money well spent. I urge you to pass favorably on such legislation as will make it possible for Arizona to do its proper share in commemorating this great event in the state's history.

#### STATE INSTITUTIONS

While still possible to secure federal funds I recommend the construction of an addition to the state capitol building through the acquisition of federal funds to be matched by the state, and the installation of a cooling system in the capitol building and the state hospital for the insane. Also provision for the carrying out of the plans already inaugurated and approved by the P. W. A. for a new building at the state hospital. I also recommend to you an enlargement of the state prison to meet the recommendations heretofore set forth under crime prevention.

## ELECTIONS

I recommend to the legislature that they amend the primary law so as to provide for run-off primary election or such other method as will result in nomination of candidates by a majority vote.

I recommend that the term of all state offices be extended to four years and that all state employees be appointed for four-year terms.

I recommend that the legislature provide by law that any person who shall place any figure, design or character on any ballot cast at any county or state election, or by any other means, attempt to identify the same, so that the ballot may be determined as to the person casting the same shall be guilty of a felony.

## INHERITANCE TAX

It has been called to my attention that the expense of administration of the inheritance tax has been approximately 40% of the receipts derived from this source. I, therefore, recommend that the present inheritance tax law be so amended as to exempt all estates of less than \$50,000.00 and to provide that in all estates having appraised value less than \$25,000.00 the state shall accept the appraisal of the board appointed by the probate court and require no separate appraisal.

## HUNT MONUMENT

I recommend to the legislature that they make provision for the fencing, decorating and care of the Hunt monument which has been erected to the memory of our esteemed and honorable departed Governor, George W. P. Hunt, and that whatever appropriation may be necessary for the proper care and protection of the same shall be made.

## LEGISLATIVE SALARIES

During the time when we were curtailing all expenditures of government we were induced to go to an extreme in cutting the salaries of our senators and representatives at a time when the cost of living was much less than the present. It is obvious to any thinking man that our legislators cannot pay their necessary expenses out of the meager per diem now allowed by law. I, therefore, recommend that you make such provision as may be necessary to amend the constitution so as to increase the per diem of the legislators to the sum of \$12.00 per day limited to \$960.-00 per annum.

## CENTRALIZED STATE PURCHASES

The manner in which the purchases of the state have been conducted heretofore is expensive and with-

out such coordination as would result in economical expenditure of state funds. I recommend to you that you add to the duties of the state purchasing agent the duty of making all state purchases for all the various departments and state agencies, including the highway department, industrial commission and state schools. I believe by having one central authority for all such purchases that we can save the state many thousands of dollars.

#### TAX SUITS

There are now pending several actions involving taxes due to the state of Arizona from various corporations and it is necessary that the state protect its interests in such actions. I recommend to you that you make provision for the employment of counsel and the necessary expense of proper protection of the state in the actions now pending or that may be brought during the next biennial period.

#### HIGHWAY CODE

I recommend to the legislature that amendments be made to the highway code in such a manner as to make possible the enforcement of the law against the improper use of trucks as to width and load. It has been called to my attention that many trucks have been used which are of improper width and that the same are extremely dangerous to the traveling public, and also that the weights have been improperly distributed causing danger to traffic and injury to the highways. It has also been called to my attention that many persons operating trucks have been evading the tax law and that the state is not receiving its proper revenue from transportation companies and lines using the highways. I call this to your attention and recommend that you make such provision as shall be necessary for the enforcement of this law.

In conclusion, let me say that it is a high privilege and great honor to be able to cooperate with the members of the thirteenth state legislature in performing the tasks before us and working for the best interests of this state, and I assure you that I will be constantly at your service and shall be only too glad to render whatever assistance I may be able to give in preparing and adopting such legislation as may be necessary to solve the problems confronting our people or to render a service to the State of Arizona.

A rising vote of thanks was accorded the Governor.

The President addressed the Joint Session, expressing the hope that cooperation and good will would characterize the relations between the two houses of the legislature and between the legislature and the Governor.

Whereupon (at 1 o'clock and forty-five minutes, p. m.) the joint session was dissolved.

W. J. GRAHAM,  
Secretary.

PAUL C. KEEFE,  
President.

VERNON G. DAVIS,  
Speaker of the House of Representatives.

LALLAH RUTH,  
Chief Clerk of the House of Representatives.

The President called the Senate to order at 1:50 o'clock p. m.

RULES

Mr. Smith moved that the rules of the Twelfth Legislature be adopted as the rules of the Thirteenth Legislature. The motion was agreed to.

PRIVILEGES OF THE FLOOR

Mr. Kelly moved that Mr. Thomas Kimball, Ex-Senator from Graham county, who had entered the Senate chamber, be invited to occupy a seat. The motion was agreed to.

COMMITTEE ON EMPLOYEES AND SUPPLIES

The President announced the following as members of the standing committee on Employees and Supplies, the first named being the Chairman thereof:

Kelly, Baker, Patterson, Angius, Harrison, Rienhardt and McEachren.

ADJOURNMENT

Mr. Harrison moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 1 o'clock and fifty-five minutes, p. m.) the Senate adjourned until tomorrow, Tuesday, January 12, 1937, at 10 o'clock, a. m.

W. J. GRAHAM,  
Secretary.

PAUL C. KEEFE,  
President.

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TUESDAY, JANUARY 12

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden

Dalton  
Harrison  
Hunt  
Jones

Patterson  
Pomeroy  
Rienhardt  
Smith

Wiltbank  
The President

#### THE JOURNAL

By unanimous consent the reading of the Journal of Monday, January 11, 1937, was dispensed with, and the Journal was approved.

#### EXECUTIVE NOMINATION

The President laid before the Senate a communication from the Governor, which was read as follows:

January 11, 1937.

Mr. President

of the Thirteenth State Senate  
and the State Senate  
of the Thirteenth Legislature  
in Regular Session Convened  
State House  
Phoenix, Arizona

Gentlemen:

For confirmation by your honorable body, I am submitting herewith the name of W. L. Rigney, whom I have appointed as State Historian succeeding Miss Elizabeth Toohey.

Mr. Rigney was duly appointed and has taken the Oath of Office now on file in the office of the Secretary of State, and is awaiting your official action in the matter, which I hope will be at your earliest convenience.

Very truly yours,

R. C. STANFORD (Signed)  
Governor.

The nomination was referred to the Committee on Judiciary.

#### INTRODUCTION AND FIRST READING OF BILLS

Mr. Patterson introduced Senate Bill No. 1, entitled:

"An act providing for the segregation of the inmates of the state penitentiary".

By unanimous consent the Bill was read the first time by number and title and was laid over for one day.

#### RECESS

By unanimous consent (at 10 o'clock and fifteen minutes, a. m.) the Senate stood at recess subject to the call of the gavel.

The President called the Senate to order at 11 o'clock, a. m.

## STANDING COMMITTEES

The President announced the following as the standing committees of the Senate, the first named being the chairman of each committee, and the second being the chairman pro tempore thereof:

## RULES

Keefe, Chairman; Jones, Kelly.

## JUDICIARY

Patterson, Chairman; Rienhardt, Babbitt, Truman,  
Smith, Baker, Hunt.

## FINANCE AND REVENUE

Moore, Chairman; Pomeroy, Babbitt, Angius, Stanton.

## METHODS OF BUSINESS

Jones, Chairman; Patterson, Hunt, McEachren, Dalton.

## STATE INSTITUTIONS

Dalton, Chairman; Harrison, Patterson, Pomeroy,  
Truman.

## APPROPRIATIONS

McEachren, Chairman; Angius, Jones, Kelly, Wieden,  
Harrison, Moore.

## PUBLIC HEALTH

Truman, Chairman; McEachren, Stanton, Wiltbank, Jones.

## PUBLIC DEFENSE

Pomeroy, Chairman; Moore, Baker, Wieden, Rienhardt.

## AGRICULTURE AND IRRIGATION

Baker, Chairman; Pomeroy, Hunt, Wieden, Babbitt,  
Wiltbank, Truman.

## LIVESTOCK

Hunt, Chairman; Harrison, Dalton, Babbitt, Wilbank.

## MINES AND MINING

Stanton, Chairman; Angius, Smith, Truman, Rienhardt.

## LABOR AND CAPITAL

Wieden, Chairman; Moore, Harrison, Stanton, Rienhardt.

## EDUCATION

Harrison, Chairman; Kelly, McEachren, Hunt, Wieden.

## HIGHWAYS AND BRIDGES

Smith, Chairman; Dalton, Baker, Angius, Jones,  
Stanton, Rienhardt.

## EMPLOYEES AND SUPPLIES

Kelly, Chairman; Angius, Patterson, Baker, Wiltbank,  
Rienhardt, Harrison.

## CONSTITUTIONAL AMENDMENTS AND REFERENDUM

Harrison, Chairman; Stanton, Rienhardt, Smith, Hunt.

## MUNICIPALITIES

Rienhardt, Chairman; Patterson, Kelly, Dalton, Pomeroy.

## ENROLLING AND ENGROSSING

Pomeroy, Chairman; Moore, Wiltbank.

## STYLE, REVISION AND COMPILATION

Pomeroy, Chairman; Moore, Wiltbank, Kelly, Baker.

## BANKING AND INSURANCE

Babbitt, Chairman; Jones, McEachren, Patterson, Baker.

## PUBLIC LANDS

Wiltbank, Chairman; Smith, Hunt, Baker, Moore.

## SUFFRAGE AND ELECTIONS

Angius, Chairman; Smith, Vice Chairman; Wieden, Babbitt, Truman.

## ADJOURNMENT

Mr. Patterson moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 11 o'clock and five minutes, a. m.) the Senate adjourned until tomorrow, Wednesday, January 13, 1937, at 10 o'clock, a. m.

W. J. GRAHAM,  
Secretary.

PAUL C. KEEFE,  
President.

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**WEDNESDAY, JANUARY 13**

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Kelly	Stanton
Babbitt	McEachren	Wieden
Baker	Moore	Wiltbank
Dalton	Patterson	The President
Harrison	Pomeroy	
Hunt	Rienhardt	
Jones	Smith	

The President announced that Mr. Truman had been excused.

## PRESENTATION OF GAVEL

Reverend T. F. Hughes presented to the President of the Senate a gavel.

## THE JOURNAL

By unanimous consent the reading of the Journal of Tuesday, January 12, 1937, was dispensed with, and the Journal was approved.

## EXECUTIVE NOMINATION

The President laid before the Senate a communication from the Governor, which was read as follows:

January 12, 1937.

Mr. President

of the Thirteenth State Senate  
and the State Senate  
of the Thirteenth Legislature  
in Regular Session Convened

State House  
Phoenix, Arizona

Gentlemen:

I herewith submit the following name as appointment made by me which is subject to confirmation by your honorable body:

Mr. Lloyd Thomas as State Superintendent of Banks. This appointment was made January 12, 1937, for a term of four years, expiring January 12, 1941.

Very truly yours,

R. C. STANFORD (Signed)  
Governor.

Mr. Rienhardt moved that the executive nomination of Mr. W. L. Rigney as State Historian be withdrawn from the Committee on Judiciary and referred to executive session. The motion was agreed to.

## OPEN EXECUTIVE SESSION

Mr. Rienhardt moved that the Senate resolve itself into open executive session for the consideration of executive business. The motion was agreed to, and (at 10 o'clock and ten minutes, a. m.) the Senate convened in open executive session.

Mr. Patterson moved that the Senate advise and consent to the nomination of Mr. Lloyd Thomas, as State Superintendent of Banks. The motion was agreed to.

Mr. Harrison moved that the Senate reconsider the action taken on the nomination of Mr. Lloyd Thomas. The motion was lost.

Mr. McEachren moved that the Senate advise and consent to the nomination of Mr. W. L. Rigney, as State Historian. The motion was agreed to.

Mr. Rienhardt moved that the Senate reconsider the action taken on the nomination of Mr. W. L. Rigney. The motion was lost.

By unanimous consent (at 10 o'clock and seventeen minutes, a. m.) the open executive session was dissolved.

## THE COUNCIL OF STATE GOVERNMENTS

The President laid before the Senate two communications from The Council of State Governments, which were read as follows:

Chicago, Illinois  
January 9, 1937.

Senator Daniel E. Rienhardt  
State Capitol  
Phoenix, Arizona

Dear Senator Rienhardt:

On December 24 we wrote you concerning the new nation-wide interstate commission known as the Interstate Commission on Council Development which is being organized for the purpose of "perfecting the participation of states in the Council of State Governments."

As you will recall it is to be composed of three members of each state to serve for one year and to be chosen in the following manner:

One Senate member appointed by the Chairman of the Senate Committee on Cooperation.

One House member to be chosen by the Chairman of the House Committee on Cooperation.

One Administrative member to be chosen by the Chairman of the State Commission on Cooperation in those states where they exist.

We have requested the Budget Director of your state to serve as administrative member of this interstate committee until such time as your state establishes a Commission on Cooperation.

As Chairman of your Committee on Cooperation, will you be so kind as to wire us collect at the earliest possible moment the name of your appointee to this new nation-wide commission, and whether or not he intends to be present at this important organization meeting on January 21 to be held in conjunction with the Third General Assembly of the Council of State Governments at Washington, D. C., January 21, 24, 1937.

Very truly yours,

HENRY W. TOLL (Signed)

Executive Director.  
January 8, 1937.

President of the Senate  
State Capitol  
Phoenix, Arizona

Dear Sir:

Copies of a uniform bill for the purpose of estab-

lishing a Commission on Intergovernmental Cooperation are enclosed, along with a memorandum describing development and progress of this movement. Copies are also being sent to the Governor, and to Senator Rienhardt in your house for introduction. We suggest that you discuss this matter with them at your earliest convenience so as to assure action at this time.

Once this Commission has been established in your state there will be referred to it automatically all matters, regional and national in scope, which cannot be adequately handled by your state alone, and which require the cooperative legislative and administrative action of your neighboring states, as well as your own.

We cannot urge too strongly, therefore, your immediate attention to obtain adoption of the uniform bill.

You have received a copy of the December issue of the monthly magazine State Government. As you know, the Council of State Governments, as well as the American Legislators' Association is conducted without profit and is non-partisan.

If you desire any further information, please do not hesitate to write or telegraph.

Sincerely yours,

HENRY W. TOLL (Signed)  
Executive Director.

#### REFERENCE OF BILLS

The President made the following reference of bills:

Senate Bill No. 1, by Mr. Patterson, segregation of prison inmates, to the Committee on State Institutions.

#### COMMITTEE ON EMPLOYEES AND SUPPLIES

Mr. Kelly, for the Committee on Employees and Supplies, submitted the following report:

Mr. President:

Your Committee on Employees and Supplies submits the following report:

We recommend as stenographers:

Noel Pegues	Rachael Taylor	Vivian Stone
Phyllis Brizzee	Mrs. L. C. Brimhall	Elsie Benton
Diane Peckovitch	Patricia Mullen	

We also recommend:

Kelvin M. Fox, as Reader.

W. E. McCullom, as Janitor.

We recommend that the salary of W. J. Graham, Secretary of the Senate, be \$10.00 per day, and the salaries of all other attaches be \$5.00 per day.

We recommend that all attaches of the Senate be placed under the direct supervision of the Secretary of the Senate.

We further recommend as Secretary to the Committee on Style, Revision and Compilation, the State Law and Reference Librarian.

Mr. Rienhardt moved the adoption of the report. The motion was agreed to.

#### ADJOURNMENT

Mr. Angius moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 10 o'clock and thirty-two minutes, a. m.) the Senate adjourned until tomorrow, Thursday, January 14, 1937, at 10 o'clock, a. m.

W. J. GRAHAM,  
Secretary.

PAUL C. KEEFE,  
President.

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## THURSDAY, JANUARY 14

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Kelly	Angius	Stanton
McEachren	Babbitt	Truman
Moore	Baker	Wieden
Patterson	Dalton	Wiltbank
Pomeroy	Harrison	The President
Rienhardt	Hunt	
Smith	Jones	

#### THE JOURNAL

By unanimous consent the reading of the Journal of Wednesday, January 13, 1937, was dispensed with, and the Journal was approved.

#### INTRODUCTION AND FIRST READING OF BILLS

Mr. Pomeroy and Mr. Jones introduced Senate Bill No. 2, entitled: "An act for the relief of B. M. Atwood and James E. DeSouza, and directing the Board of Supervisors of Maricopa County to reimburse the said B. M. Atwood and James E. DeSouza for the payment of expenses incurred in the defense of litigation."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Angius introduced Senate Bill No. 3, entitled: "An act relating to primary elections; providing that a candidate receiving

fifty-one per cent of the vote cast at a primary election shall be the only candidate for such office whose name shall appear on the ballot at the general election, and amending Article 10, Chapter 22, Revised Code of 1928, by adding thereto a section to be designated Section 1283a."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

#### COMMITTEE ON EMPLOYEES AND SUPPLIES

Mr. Kelly, for the Committee on Employees and Supplies, submitted the following report:

Mr. President:

Your Committee on Employees and Supplies, reports that the bids of the different printing concerns have been duly considered at a joint session of the Senate Committee on Employees and Supplies and a like committee from the House on Printing and Clerks, and and after due consideration, the following items are offered for approval of the Senate:

- Item No. 1. Bills—Sims Printing Company, at \$2.85 per page in 2,000 lots.
- Item No. 1. Bills—Bert Campbell, in all other quantities wherein he is the lowest bidder.
- Item No. 2. Journal—Sims Printing Company, at \$2.25 per page.
- Item No. 3. Rules—Keddington Printing Company, at \$0.65 per page.
- Item No. 4. Standing Committees' Reports—G. G. Morgan, at \$7.00.
- Item No. 5. Roll Calls—House—5,000 at \$15.00, Sims Printing Company.
- Item No. 5. Senate Roll Calls—\$8.95 per 3,000 to Pryor Printing Company.
- Items Nos. 6 and 7. Stationery—Arizona Republic & Gazette, at \$4.75 per set.
- Item No. 8. Receipt Books—Keddington Printing Company, at \$15.00 per 3,000.
- Item No. 9. Series of Forms—G. G. Morgan.
- Item No. 10. Forms—G. G. Morgan.
- Item No. 11. Forms—Sims Printing Company.
- Item No. 12. Forms—G. G. Morgan.
- Item No. 13. Forms—Keddington Printing Company.
- Item No. 14. Forms—Sims Printing Company.
- Item No. 15. Forms—Keddington Printing Company.

Item No. 16. Forms—G. G. Morgan.

Item No. 17. Forms—G. G. Morgan.

Items Nos. 18 and 19. Forms—Sims Printing Company.  
Item No. 20. Not needed.

Mr. Kelley moved the adoption of the report. The motion was agreed to.

#### RECESS

By unanimous consent (at 10 o'clock and fifteen minutes, a. m.) the Senate stood at recess, subject to the call of the gavel.

The President called the Senate to order at 12 o'clock, noon.

#### MESSAGES FROM THE HOUSE

Messages from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed the following:

House Bill No. 14, entitled: "An act making an appropriation for the Thirteenth Legislature of the State of Arizona."

House Bill No. 15, entitled: "An act relating to appropriations, and providing an emergency appropriation for the use of the Legislative Reference Bureau of the State Library."

#### INTRODUCTION AND FIRST READING OF BILLS

By unanimous consent the Senate reverted to the order of business introduction and first reading of bills, and House Bill No. 14, entitled: "An act making an appropriation for the Thirteenth Legislature of the State of Arizona," was, by unanimous consent, read the first time by number and title.

Mr. McEachren moved that the rules be suspended and House Bill No. 14 be placed under the order of business second reading of bills for today. The motion was agreed to.

House Bill No. 15, entitled: "An act relating to appropriations, and providing an emergency appropriation for the use of the Legislative Reference Bureau of the State Library," was, by unanimous consent, read the first time by number and title.

Mr. McEachren moved that the rules be suspended and House Bill No. 15 be placed under the order of business second reading of bills for today. The motion was agreed to.

#### APPROPRIATION FOR LEGISLATURE

By unanimous consent House Bill No. 14, making appropriation for Legislature, was read the second time by number and title.

Mr. McEachren moved that the rules be suspended and House Bill No. 14 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 18, not voting 1, as follows:

#### AYES

Angius  
Babbitt

Kelly  
McEachren

Truman  
Wieden

Baker	Moore	Wiltbank
Dalton	Patterson	The President
Harrison	Rienhardt	
Hunt	Smith	
Jones	Stanton	

NOT VOTING

Pomeroy

APPROPRIATION FOR STATE LIBRARIAN

By unanimous consent House Bill No. 15, making appropriation for State Librarian, was read the second time by number and title.

Mr. McEachren moved that the rules be suspended and House Bill No. 15 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 18, not voting 1, as follows:

AYES

Angius	Jones	Smith
Babbitt	Kelly	Stanton
Baker	McEachren	Truman
Dalton	Moore	Wieden
Harrison	Patterson	Wiltbank
Hunt	Rienhardt	The President

NOT VOTING

Pomeroy

APPROPRIATION FOR LEGISLATURE

House Bill No. 14, making appropriation for Legislature, was read the third and final time, and passed on roll call, which resulted: Ayes 17, Noes 1, not voting 1, as follows:

AYES

Babbitt	Kelly	Stanton
Baker	McEachren	Truman
Dalton	Moore	Wieden
Harrison	Patterson	Wiltbank
Hunt	Rienhardt	The President
Jones	Smith	

NOES

Angius

NOT VOTING

Pomeroy

The President announced the signing in open session of House Bill No. 14, making an appropriation for Legislature.

APPROPRIATION FOR STATE LIBRARIAN

House Bill No. 15, making appropriation for State Librarian, was read the third and final time, and passed on roll call, which resulted: Ayes 18, not voting 1, as follows:

## AYES

Angius	Kelly	Truman
Babbitt	McEachren	Wieden
Baker	Moore	Wiltbank
Dalton	Patterson	The President
Harrison	Rienhardt	
Hunt	Smith	
Jones	Stanton	

## NOT VOTING

Pomeroy

The President announced the signing in open session of House Bill No. 15, making appropriation for State Librarian.

## ADJOURNMENT

Mr. McEachren moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 12 o'clock and ten minutes, p. m.) the Senate adjourned until tomorrow, Friday, January 15, 1937, at 10 o'clock, a. m.

W. J. GRAHAM,  
Secretary.

PAUL C. KEEFFE,  
President.

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**FRIDAY, JANUARY 15**

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

## THE JOURNAL

By unanimous consent the reading of the Journal of Thursday, January 14, 1937, was dispensed with, and the Journal was approved.

## INTRODUCTION AND FIRST READING OF BILLS

Mr. Rienhardt introduced Senate Bill No. 4, entitled: "An act relating to party organization and government".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

The Committee on Banking and Insurance introduced Senate Bill No. 5, entitled: "An act relating to loans and investments by building and loan associations and amending Section 618, Revised Code of 1928 as amended".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

The Committee on Banking and Insurance introduced Senate Bill No. 6, entitled: "An act relating to savings banks' loans and investments; penalties; and amending Section 231, Revised Code of 1928 as amended".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Smith introduced Senate Bill No. 7, entitled: "An act relating to taxation, and providing for the collection of taxes on personal property".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Jones introduced Senate Bill No. 8, entitled: "An act relating to hours of labor for males and females in certain occupations, providing for a minimum wage to be paid males and females, and amending Section 1381, Revised Code of Arizona, 1928, and Chapter 14, Laws of 1931".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Rienhardt introduced Senate Bill No. 9, entitled: "An act relating to electioneering at or near polling places on election day, and amending Section 1220, Revised Code of Arizona, 1928".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Rienhardt introduced Senate Bill No. 10, entitled: "An act relating to number of signatures to nomination papers and amending Section 1277, Revised Code of Arizona, 1928".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Wieden introduced Senate Joint Memorial No. 1, relating to the use of copper on government projects in Arizona.

By unanimous consent the Memorial was read the first time by number and title, and was laid over for one day.

The Committee on Livestock introduced Senate Joint Memorial No. 2, on the proposed Argentine sanitary convention.

By unanimous consent the Memorial was read the first time by number and title, and was laid over for one day.

#### REFERENCE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 2, by Mr. Pomeroy and Mr. Jones, relating

to the relief of B. M. Atwood and J. E. DeSouza, to the Committee on Judiciary.

Senate Bill No. 3, by Mr. Angius, relating to primary elections, to the Committee on Suffrage and Elections.

#### COMMITTEE ON EMPLOYEES AND SUPPLIES

Mr. Kelly, for the Committee on Employees and Supplies, submitted the following report:

Mr. President:

Your Committee on Employees and Supplies begs leave to submit the following supplemental recommendations:

That the name of Elsie Benton be stricken as an attache, and that William Beeman and Tommie Mahan serve as printing clerk each for a period of thirty days.

Mr. Kelly moved the adoption of the report. The motion was agreed to.

#### RECESS

By unanimous consent (at 10 o'clock and fifteen minutes, a. m.) the Senate stood at recess, subject to the call of the gavel,

The President called the Senate to order at 10:55 o'clock, a. m.

#### MESSAGES FROM THE HOUSE

Messages from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed the following:

House Bill No. 19, entitled: "An act making an appropriation for the purchase of revised codes and supplements thereto".

House Joint Resolution No. 1, felicitating Honorable Morris Goldwater upon the attainment of his eighty-fifth birthday.

#### INTRODUCTION AND FIRST READING OF BILLS

By unanimous consent the Senate reverted to the order of business introduction and first reading of bills, and House Bill No. 19, entitled: "An act making an appropriation for the purchase of revised codes and supplements thereto", was read the first time in full.

Mr. Rienhardt moved that the rules be suspended and House Bill No. 19 be placed under the order of business second reading of bills for today.

Mr. Kelly offered a substitute motion that the Bill be referred to the Committee on Appropriations. The motion was agreed to on roll call, which resulted: Ayes 14, Noes 5, as follows:

#### AYES

Angius

Hunt

Patterson

Babbitt	Jones	Pomeroy
Baker	Kelly	Stanton
Dalton	McEachren	Wieden
Harrison	Moore	

NOES

Rienhardt	Truman	The President
Smith	Wiltbank	

House Joint Resolution No. 1, felicitating Honorable Morris Goldwater upon the attainment of his eighty-fifth birthday, was, by unanimous consent, read the first time by number and title.

Mr. Patterson moved that the rules be suspended and House Joint Resolution No. 1 be placed under the order of business second reading of bills for today. The motion was agreed to.

FELICITATIONS TO HONORABLE MORRIS GOLDWATER

By unanimous consent House Joint Resolution No. 1, felicitating the Honorable Morris Goldwater of Prescott on his eighty-fifth birthday, was read the second time by number and title.

Mr. Patterson moved that the rules be further suspended, and House Joint Resolution No. 1 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 19, as follows:

AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

House Joint Resolution No. 1, felicitating the Honorable Morris Goldwater of Prescott on his eighty-fifth birthday, was read the third and final time, and passed on roll call, which resulted: Ayes 19, as follows:

AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The President announced the signing in open session of House Joint Resolution No. 1, felicitating the Honorable Morris Goldwater of Prescott on his eighty-fifth birthday.

ADJOURNMENT

Mr. Jones moved that the Senate adjourn until Monday at 10 o'clock, a. m. The motion was agreed to, and (at 11 o'clock and

twenty-five minutes, a. m.) the Senate adjourned until Monday, January 18, 1937, at 10 o'clock, a. m.

PAUL C. KEEFE,  
President.

W. J. GRAHAM,  
Secretary.

## MONDAY, JANUARY 18

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Jones	Stanton
Babbitt	Kelly	Truman
Baker	McEachren	Wieden
Dalton	Moore	Wiltbank
Harrison	Patterson	The President
Hunt	Pomeroy	

The President announced that Mr. Smith and Mr. Rienhardt had been excused.

### THE JOURNAL

By unanimous consent the reading of the Journal of Friday, January 15, 1937, was dispensed with, and the Journal was approved.

### MESSAGE FROM THE GOVERNOR

The President laid before the Senate a message from the Governor, which was read as follows:

January 15, 1937

Hon. Paul C. Keefe,  
President of the Senate,  
State House.

Dear Senator:

Will you kindly convey this message to the Honorable Senate for me?

I am holding an "Open House" at all times to the members of the legislature. I have instructed my secretary to the effect that a call from any member of the legislature will take precedence over all other callers. I therefore invite you, and assure you that it will be a pleasure to have you call on me at any time.

Sincerely yours,

R. C. STANFORD, Governor.

By JUNIUS GIBBONS, Secretary.

## INTRODUCTION AND FIRST READING OF BILLS

Mr. Rienhardt introduced Senate Bill No. 11, entitled: "An act to amend Section 2184, Revised Code of Arizona, 1928, relating to legitimacy of children and divorces."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Rienhardt introduced Senate Bill No. 12, entitled: "An act to amend Section 4263, Revised Code of Arizona, 1928, relative to service of writs of garnishment upon garnishee."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Hunt and Mr. Angius introduced Senate Bill No. 13, entitled: "An act to amend Section 2918, Article 1, Chapter 70, of the Revised Code of 1928, and providing for the maintenance of a state industrial school for boys, and a state school for girls; providing for a state board of juvenile institutions to become vested with and take control and management of said schools; defining the jurisdiction, powers and duties of said board; repealing Article 3 of Chapter 70, Sections 1941 and 1942 of Article 1, Chapter 40, Revised Code of 1928, and all acts and parts of acts in conflict with the provisions of this act."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Angius introduced Senate Bill No. 14, entitled: "An act relating to the state laboratory."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Wieden introduced Senate Concurrent Resolution No. 1, on the death of Honorable Samuel Blain Bradner.

By unanimous consent the Resolution was read the first time by number and title, and was laid over for one day.

## REFERENCE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 4, by Mr. Rienhardt, relating to party organization and government, to the Committee on Suffrage and Elections.

Senate Bill No. 5, by the Committee on Banking and Insurance, relating to building and loan associations, to the Committee on Banking and Insurance.

Senate Bill No. 6, by the Committee on Banking and Insurance, relating to savings banks' loans and investments, to the Committee on Banking and Insurance.

Senate Bill No. 7, by Mr. Smith, relating to personal property taxes, to the Committee on Finance and Revenue.

Senate Bill No. 8, by Mr. Jones, relating to a minimum wage for males and females, to the Committee on Suffrage and Elections.

Senate Bill No. 9, by Mr. Rienhardt, relating to electioneering

at polling places on election days, to the Committee on Suffrage and Elections.

Senate Bill No. 10, by Mr. Rienhardt, relating to number of signatures on nomination papers, to the Committee on Suffrage and Elections.

Senate Joint Memorial No. 1, by Mr. Wieden, relating to use of copper on government projects, to the Committee on Judiciary.

Senate Joint Memorial No. 2, by the Committee on Livestock, relating to Argentine sanitary convention, to the Committee on Livestock.

Mr. Hunt moved that Senate Joint Memorial No. 2 be withdrawn from the Committee on Livestock, and placed under the order of business second reading of bills for today. The motion was agreed to.

#### ARGENTINE SANITARY CONVENTION

By unanimous consent Senate Joint Memorial No. 2, by the Committee on Livestock, relating to Argentine Sanitary Convention, was read the second time by number and title.

Mr. Babbitt moved that the rules be further suspended and Senate Joint Memorial No. 2 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 17, not voting 2, as follows:

#### AYES

Angius	Jones	Stanton
Babbitt	Kelly	Truman
Baker	McEachren	Wieden
Dalton	Moore	Wiltbank
Harrison	Patterson	The President
Hunt	Pomeroy	

#### NOT VOTING

Rienhardt                      Smith

The Memorial was referred to the Committee on Enrolling and Engrossing.

#### RECESS

By unanimous consent (at 10 o'clock and twelve minutes, a. m.) the Senate stood at recess, subject to the call of the gavel.

The President called the Senate to order at 11 o'clock, a. m.

#### ARGENTINE SANITARY CONVENTION

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Joint Memorial No. 2, by the Committee on Livestock, relating to Argentine sanitary convention.

The Memorial was placed under the order of business third reading of bills.

Senate Joint Memorial No. 2, by the Committee on Livestock,

relating to Argentine sanitary convention, was read the third and final time, and passed on roll call, which resulted: Ayes 17, not voting 2, as follows:

AYES

Angius	Jones	Stanton
Babbitt	Kelly	Truman
Baker	McEachren	Wieden
Dalton	Moore	Wiltbank
Harrison	Patterson	The President
Hunt	Pomeroy	

NOT VOTING

Rienhardt                      Smith

The President announced the signing in open session of Senate Joint Memorial No. 2, by the Committee on Livestock, relating to Argentine sanitary convention.

SALE OF LIQUOR ON SUNDAYS

The President laid before the Senate a communication from the Honorable John H. Udall, Mayor of the City of Phoenix, transmitting a resolution passed by the City Commission of Phoenix on October 20, 1936, requesting the Thirteenth Legislature to enact legislation prohibiting the sale of alcoholic beverages on Sundays.

The communication and resolution were referred to the Committee on Methods of Business.

ADJOURNMENT

Mr. Patterson moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 11 o'clock and ten minutes, a. m.) the Senate adjourned until tomorrow, Tuesday, January 19, 1937, at 10 o'clock, a. m.

W. J. GRAHAM,  
Secretary.

PAUL C. KEEFE,  
President.

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**TUESDAY, JANUARY 19**

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Jones	Rienhardt
Babbitt	Kelly	Stanton
Baker	McEachren	Truman
Dalton	Moore	Wieden
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President

The President announced that Mr. Smith and Mr. Wieden had been excused.

### THE JOURNAL

By unanimous consent the reading of the Journal of Monday, January 18, 1937, was dispensed with, and the Journal was approved.

### INTRODUCTION AND FIRST READING OF BILLS

Mr. Patterson introduced Senate Bill No. 15, entitled: "An act relating to the state auditor, and amending section 27, Revised Code of 1928."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Smith and Mr. Dalton introduced Senate Bill No. 16, entitled: "An act relating to the motor vehicle division of the state highway department, motor vehicles, and regulations, equipment, and fees in respect thereto; and to amend sections 1629, 1632, 1634, 1636, 1637, 1638, 1639, 1641, 1642, 1644 and 1647 of chapter 31, Revised Code of 1928, and to amend section 1643a of said chapter, as enacted by chapter 78, Session Laws 1933, and to amend section 1646 of said chapter, as amended by chapter 100, Session Laws 1931, as amended by chapter 14, Session Laws 1931-32 (1st special), and to amend sections 1633, 1635 and 1640 of said chapter, as amended by chapter 100, Session Laws 1931, and to amend section 1653 of said chapter, as amended by chapter 26, Session Laws 1933, and to amend section 1672 of said chapter, as amended by chapter 100, Session Laws 1931, as amended by chapter 1, Session Laws 1931-32 (1st special); and to further amend said chapter by adding thereto seven new sections to be designated 1640a, 1640b, 1642a, 1642b, 1643b, 1644a and 1648a."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Smith and Mr. Dalton introduced Senate Bill No. 17, entitled: "An act relating to highways, the highway department, and to the promotion of safety in the use of the highways; to amend section 1587, chapter 31, Revised Code of 1928, as amended by chapter 15, session laws of 1931-32 (1st special), as amended by chapter 42, session laws of 1933; section 1589, chapter 31, Revised Code of 1928, as amended by chapter 15, session laws of 1931-32 (1st special); sections 1613, 1615, 1619, 1620, 1621, 1623, 1624, 1625, 1631 and 1690 of chapter 31, Revised Code of 1928, and to further amend said chapter 31 by adding thereto ten new sections, to be designated 1566a, 1573b, 1587a, 1595a, 1600a, 1615a, 1628a, 1628b, 1628c and 1631a, and declaring an emergency."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Pomeroy and Mr. Jones introduced Senate Concurrent Resolution No. 2 on the death of Honorable Daniel P. Jones.

The Resolution was read the first time in full.

Mr. Jones moved that the rules be suspended and Senate Con-

current Resolution No. 2 be placed under the order of business second reading of bills for today. The motion was agreed to.

#### REFERENCE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 11, by Mr. Rienhardt, relating to legitimacy of children and divorce, to the Committee on Judiciary.

Senate Bill No. 12, by Mr. Rienhardt, relating to service of writs of garnishment, to the Committee on Judiciary.

Senate Bill No. 13, by Mr. Hunt and Mr. Angius, relating to schools for juvenile offenders, to the Committee on State Institutions.

Senate Bill No. 14, by Mr. Angius, relating to state laboratory, to the Committee on State Institutions.

Senate Concurrent Resolution No. 1, by Mr. Wieden, relating to the passing of Samuel Blain Bradner, to the Committee on Judiciary.

#### SEGREGATION OF PRISON INMATES

Mr. Dalton, for the Committee on State Institutions, reported Senate Bill No. 1, by Mr. Patterson, relating to segregation of prison inmates, with the recommendation that the Bill be amended as follows:

In line 10, after the word "imprisonment," add a comma and the words "unless otherwise directed by the court imposing the sentence", and as so amended the Bill do pass.

Mr. Patterson, a Senator from Yavapai, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on State Institutions, was placed on the Calendar of the Committee of the Whole.

#### ELECTION ACTIVITIES

Mr. Angius, for the Committee on Suffrage and Elections, reported Senate Bill No. 9, by Mr. Rienhardt, relating to electioneering at polling places on election days, with the recommendation that the Bill do pass.

Mr. Rienhardt, a Senator from Gila, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Suffrage and Elections, was placed on the Calendar of the Committee of the Whole.

#### NOMINATING PETITIONS

Mr. Angius, for the Committee on Suffrage and Elections, reported Senate Bill No. 10, by Mr. Rienhardt, relating to number of signatures on nomination papers, without recommendation.

Mr. Rienhardt, a Senator from Gila, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Suffrage and Elections, was placed on the Calendar of the Committee of the Whole.

By unanimous consent Senate Bill No. 10 was withdrawn from the Committee of the Whole and re-referred to the Committee on Suffrage and Elections.

#### PURCHASE OF REVISED CODES AND SUPPLEMENTS

Mr. McEachren, for the Committee on Appropriations, reported House Bill No. 19, relating to purchase of revised codes and supplements, with the recommendation that the Bill do pass.

Mr. McEachren, a Senator from Gila, was designated as manager of the Bill.

Mr. McEachren moved that the rules be suspended and House Bill No. 19 be placed under the order of business second reading of bills for today. The motion was agreed to.

#### ARIZONA PAROLE BOARD

The President laid before the Senate an invitation from the Young Democrats, inviting the members of the Senate to attend a meeting, in the House chamber, of the Young Democrats of Phoenix, Tuesday, January 19, at 8 o'clock, p. m., at which meeting the Reverend Walter Hofmann, Chairman of the State Board of Pardons and Paroles, will deliver an address on the problems of the Arizona Parole Board.

#### MODERN WOODMEN OF AMERICA

The President laid before the Senate an invitation from the Modern Woodmen of America, inviting the members of the Senate to attend their 54th anniversary meeting to be held at the Odd Fellows hall, Wednesday evening, January 20, at 8 o'clock.

#### TARIFF ON COPPER

The President laid before the Senate a communication from Mr. Charles Curnow, Chairman of the Board of Supervisors, Gila County, transmitting a resolution adopted by the Arizona State Supervisors Association, which resolution was read as follows:

#### RESOLUTION

WHEREAS, the copper mining industry is the basic and principal industry in the State of Arizona, upon which thousands of miners, artisans, mechanics and craftsmen and their families are wholly and directly dependent for their means of livelihood, and

WHEREAS, during the past decade tremendous new reserves of copper ore of substantially higher grade and greater extent than our domestic copper ore reserves have been developed in Africa, South America, Mexico and Canada, from which copper can be produced at a substantially lower cost than by domestic producers

by reason of the higher copper content of such foreign ores, and the employment of labor on a wage schedule of from one-fifth to one-twentieth of that paid American miners and craftsmen, and

WHEREAS, the higher cost copper produced from our domestic mines cannot compete in either the world or domestic markets under normal conditions with that produced abroad, and

WHEREAS, the copper industry of Arizona is just now starting toward substantial recovery after long and hard years overcoming the handicaps placed upon it prior to the enactment of the four cent excise tax in June, 1932, and

WHEREAS, said excise tax expires June 30, 1937, and

WHEREAS, unless said excise tax is extended, or a substitute therefor enacted, the copper mining industry in the State of Arizona will again face the situation which existed prior to the enactment of said excise tax in June, 1932, with thousands of American workmen unemployed, revenue from taxes reduced and the social and economic structure of the State seriously impaired;

NOW, THEREFORE, BE IT RESOLVED, that we, the Supervisors of the several counties of the State of Arizona, in special session assembled, do hereby resolve that it is urgently necessary that the present Congress enact tariff on raw copper of not less than four cents per pound and we do further resolve that copies of this resolution be sent to our representatives in Congress, to any representatives from other states known to our members, to the President of the United States, the Governor of Arizona, Copper Tariff Commission of Arizona, and to the press.

Adopted by the Arizona State Supervisors Association, January 10, 1937.

The resolution was referred to the Committee on Appropriations.

#### PRICE ON NEWLY MINED SILVER

The President laid before the Senate a communication from Mr. Charles Curnow, Chairman of the Board of Supervisors, Gila County, transmitting a resolution adopted by the Arizona State Supervisors Association, which resolution was read as follows:

#### RESOLUTION

WHEREAS, the production of silver is an important industry in the State of Arizona, and

WHEREAS, fair prices for this product will improve the condition of large numbers of skilled and unskilled workers and add materially to the economic



Harrison  
Hunt

Patterson  
Pomeroy

The President

NOT VOTING

Smith

Wieden

The Resolution was referred to the Committee on Enrolling and Engrossing.

PURCHASE OF REVISED CODES AND SUPPLEMENTS

House Bill No. 19, relating to purchase of revised codes and supplements, was read the third and final time, and passed on roll call, which resulted: Ayes 16, Noes 1, not voting 2, as follows:

AYES

Babbitt  
Baker  
Dalton  
Harrison  
Hunt  
Jones

Kelly  
McEachren  
Moore  
Patterson  
Pomeroy  
Rienhardt

Stanton  
Truman  
Wiltbank  
The President

NOES

Angius

NOT VOTING

Smith

Wieden

The President announced the signing in open session of House Bill No. 19, relating to purchase of revised codes and supplements.

RECESS

By unanimous consent (at 10 o'clock and thirty-five minutes, a. m.) the Senate stood at recess, subject to the call of the gavel.

The President called the Senate to order at 11:05 o'clock, a. m.

PASSING OF EX-SENATOR DANIEL P. JONES

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed, Senate Concurrent Resolution No. 2, by Mr. Jones and Mr. Pomeroy, on the death of Honorable Daniel P. Jones.

The Resolution was placed under the order of business third reading of bills.

By unanimous consent the Senate reverted to the order of business third reading of bills, and Senate Concurrent Resolution No. 2, by Mr. Jones and Mr. Pomeroy, on the death of Honorable Daniel P. Jones, was read the third and final time and passed on roll call, which resulted: Ayes 15, not voting 4, as follows:

AYES

Angius  
Babbitt  
Baker  
Dalton  
Harrison

Hunt  
Jones  
McEachren  
Moore  
Patterson

Pomeroy  
Rienhardt  
Stanton  
Wiltbank  
The President

## NOT VOTING

Kelly                      Smith                      Truman                      Wieden

The President announced the signing in open session of Senate Concurrent Resolution No. 2, by Mr. Jones and Mr. Pomeroy, on the death of Honorable Daniel P. Jones.

## COMMITTEE OF THE WHOLE

Mr. Rienhardt moved that the Senate resolve itself into Committee of the Whole for the consideration of bills on the Calendar. The motion was agreed to, and (at 11 o'clock and fifteen minutes, a. m.) the Senate resolved itself into Committee of the Whole, with Mr. McEachren in the Chair.

At 11:40 o'clock, a. m., the Committee of the Whole arose.

## ADJOURNMENT

Mr. Patterson moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 11 o'clock and forty-fives minutes, a. m.) the Senate adjourned until tomorrow, Wednesday, January 20, 1937, at 10 o'clock, a. m.

W. J. GRAHAM,  
Secretary.

PAUL C. KEEFE,  
President.

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**WEDNESDAY, JANUARY 20**

The Senate met at 9:55 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

## RECESS

By unanimous consent (at 10 o'clock, a. m.) the Senate stood at recess to listen to the inaugural address of President Roosevelt.

The President called the Senate to order at 10:45 o'clock a. m.

## THE JOURNAL

By unanimous consent the reading of the Journal of Tuesday, January 19, 1937, was dispensed with, and the Journal was approved.

## ARIZONA WOOL GROWERS' ASSOCIATION

The President laid before the Senate a communication from the Arizona Wool Growers' Association, transmitting a resolution adopted by them, concerning the administration of the State Land Department.

The communication and resolution were referred to the Committee on Livestock.

## REPORT OF THE COMMITTEE OF THE WHOLE

Mr. McEachren, for the Committee of the Whole, reported Senate Bill No. 1, by Mr. Patterson, relating to segregation of prison inmates; and Senate Bill No. 9, by Mr. Rienhardt, relating to electioneering at polling places on election days.

The recommendations of the Committee were:

That Senate Bill No. 1 be amended by the insertion of a comma after the word "imprisonment" in line ten of the bill, and the following phrase to be added: "unless otherwise directed by the court imposing the sentence",

and as so amended the Bill do pass.

That Senate Bill No. 9 do pass.

Mr. McEachren moved the adoption of the report. The motion was agreed to.

Senate Bill No. 1 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 9 was referred to the Committee on Style, Revision and Compilation.

## PASSING OF EX-SENATOR DANIEL P. JONES

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Concurrent Resolution No. 2, by Mr. Jones and Mr. Pomeroy, on the death of Honorable Daniel P. Jones.

## INTRODUCTION AND FIRST READING OF BILLS

Mr. Jones introduced Senate Bill No. 18, entitled: "An act relating to the purity of elections; prohibiting public employees from making campaign contributions, and prohibiting the use of public property for campaign purposes."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Babbitt introduced Senate Bill No. 19, entitled: "An act to make notes or bonds insured or debentures issued by the Federal Housing Administrator eligible for deposit purposes."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Babbitt introduced Senate Bill No. 20, entitled: "An act

exempting loans and advances of credit and purchases of obligations representing loans and advances of credit insured by the Federal Housing Administrator from the operation of other statutes."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Rienhardt introduced Senate Bill No. 21, entitled: "An act relating to public officers, limiting expense allowances of members of the legislature, and amending chapter 65, Revised Code of 1928, by adding section 2803a."

By unanimous consent the Bill was read the first time by number and title.

Mr. Rienhardt moved that the rules be suspended and Senate Bill No. 21 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Judiciary.

Mr. Rienhardt introduced Senate Bill No. 22, entitled: "An act making an appropriation to pay judgment and interest in case No. 33407, Superior Court of Maricopa county against the state of Arizona."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Smith introduced Senate Bill No. 23, entitled: "An act relating to payment of wages, and providing for the filing of a bond by operators of mining properties."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Smith introduced Senate Bill No. 24, entitled: "An act relating to the possession of mining machinery, and prohibiting possession without a bill of sale."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Patterson introduced Senate Bill No. 25, entitled: "An act to amend section 3123, Revised Code of Arizona, 1928, relating to the collection of delinquent taxes."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Angius introduced Senate Joint Resolution No. 1, authorizing a legislative investigation of the affairs of the state tax commission.

The Resolution was read the first time in full.

Mr. Angius moved that the rules be suspended and Senate Joint Resolution No. 1 be placed under the order of business second reading of bills for today.

Mr. McEachren offered a substitute motion that the Resolution be referred to the proper committee today. The motion was

agreed to, and the Resolution was referred to the Committee on Judiciary.

#### REFERENCE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 15, by Mr. Patterson, relating to duties of state auditor, to the Committee on Methods of Business.

Senate Bill No. 16, by Mr. Smith and Mr. Dalton, relating to motor vehicle regulations, to the Committee on Highways and Bridges.

Senate Bill No. 17, by Mr. Smith and Mr. Dalton, relating to safety on highways, to the Committee on Highways and Bridges.

#### BUILDING AND LOAN ASSOCIATIONS

Mr. Babbitt, for the Committee on Banking and Insurance, reported Senate Bill No. 5, by the Committee on Banking and Insurance, relating to building and loan associations, with the following recommendation:

That the Bill be amended by inserting the title "Emergency" after section 2, on page 4 of said Bill, and as so amended the Bill do pass.

Mr. Babbitt, the Senator from Coconino, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Banking and Insurance, was placed on the Calendar of the Committee of the Whole.

#### SAVINGS BANKS' LOANS AND INVESTMENTS

Mr. Babbitt, for the Committee on Banking and Insurance, reported Senate Bill No. 6, by the Committee on Banking and Insurance, relating to savings banks' loans and investments, with the following recommendation:

That the Bill be amended by inserting the title "Emergency" after section 2, on page 2 of said Bill, and as so amended the Bill do pass.

Mr. Babbitt, the Senator from Coconino, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Banking and Insurance, was placed on the Calendar of the Committee of the Whole.

#### RECESS

By unanimous consent (at 11 o'clock and fifteen minutes, a. m.) the Senate stood at recess, subject to the call of the gavel.

The President called the Senate to order at 11:45 o'clock, a. m.

#### EXECUTIVE NOMINATIONS

The President laid before the Senate communications from the Governor, which were read as follows:

January 20, 1937

Mr. President

of the Thirteenth State Senate  
and the State Senate

of the Thirteenth Legislature  
in Regular Session Convened

State House  
Phoenix, Arizona

Gentlemen:

I herewith submit the following name as appointment made by me which is subject to confirmation by your honorable body:

Mr. John M. Scott of Holbrook, as a member of the Arizona State Highway Commission succeeding Jacob Barth. This appointment is for a six-year term beginning February 1, 1937.

Very truly yours,

R. C. STANFORD (Signed)  
Governor

January 20, 1937

Mr. President

of the Thirteenth State Senate  
and the State Senate  
of the Thirteenth Legislature  
in Regular Session Convened

State House  
Phoenix, Arizona

Gentlemen:

I herewith submit the following name as appointment made by me which is subject to confirmation by your honorable body:

Mr. R. G. Langmade of Phoenix, as a member of the Arizona State Highway Commission succeeding C. E. Addams. This appointment is for a six-year term beginning February 1, 1937.

Very truly yours,

R. C. STANFORD (Signed)  
Governor.

The communications were referred to the Committee on Highways and Bridges.

#### EXPENSE OF LEGISLATORS

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 21, by Mr. Rienhardt, relating to expense of legislators.

Mr. Patterson, Mr. Rienhardt, Mr. Baker, Mr. Smith, Mr. Tru-

man and Mr. Hunt, a majority of the Committee, recommended that the Bill do pass.

Mr. Babbitt, a minority of the Committee, recommended that the Bill do not pass.

Mr. Rienhardt, a Senator from Gila, and Mr. Baker, the Senator from Yuma, were designated as managers of the Bill.

Mr. Rienhardt moved that the rules be suspended, and Senate Bill No. 21 be placed under the order of business second reading of bills for today. The motion was agreed to.

INVESTIGATION OF STATE TAX COMMISSION

Mr. Patterson, for the Committee on Judiciary, reported Senate Joint Resolution No. 1, by Mr. Angius, relating to investigation of state tax commission, with the following recommendation:

That the appropriation therein designated be amended to make the appropriation out of the general fund and not out of the tax commission appropriation, and as so amended the Resolution do pass as to form, and that the merits of the Resolution be passed upon by the Committee on Methods of Business.

Mr. Rienhardt moved the adoption of the report. The motion was agreed to, and the Resolution was referred to the Committee on Methods of Business.

EXPENSE OF LEGISLATORS

Senate Bill No. 21, by Mr. Rienhardt, relating to expense of legislators, was read the second time in full.

Mr. Rienhardt moved that the rules be suspended and Senate Bill No. 21 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 15, Noes 3, not voting 1, as follows:

AYES		
Angius	Jones	Rienhardt
Baker	Kelly	Smith
Dalton	McEachren	Stanton
Harrison	Moore	Truman
Hunt	Patterson	The President
NOES		
Babbitt	Pomeroy	Wieden
NOT VOTING		
Wiltbank		

The Bill was referred to the Committee on Enrolling and Engrossing.

RECESS

By unanimous consent (at 11 o'clock and fifty-seven minutes, a. m.) the Senate stood at recess, subject to the call of the gavel.

The President called the Senate to order at 12:10 o'clock p. m.

## EXPENSE OF LEGISLATORS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed, Senate Bill No. 21, by Mr. Rienhardt, relating to expense of legislators.

The Bill was placed under the order of business third reading of bills.

Senate Bill No. 21, by Mr. Rienhardt, relating to expense of legislators, was read the third and final time, and passed, without adoption of the emergency section, on roll call, which resulted: Ayes 11, Noes 7, not voting 1, as follows :

## AYES

Baker	Moore	Stanton
Harrison	Patterson	Truman
Hunt	Rienhardt	The President
McEachren	Smith	

## NOES

Angius	Jones	Wieden
Babbitt	Kelly	
Dalton	Pomeroy	

## NOT VOTING

Wiltbank

The President announced the signing in open session of Senate Bill No. 21, by Mr. Rienhardt, relating to expense of legislators.

## ADJOURNMENT

Mr. Babbitt moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 12 o'clock and twenty-five minutes, p. m.) the Senate adjourned until tomorrow, Thursday, January 21, 1937, at 10 o'clock, a. m.

W. J. GRAHAM,  
Secretary.

PAUL C. KEEFE,  
President.

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**THURSDAY, JANUARY 21**

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

## THE JOURNAL

By unanimous consent the reading of the Journal of Wednesday, January 20, 1937, was dispensed with, and the Journal was approved.

## MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed House Bill No. 5, entitled: "An act relating to bonds of the United States, and defining the term for certain purposes."

## INTRODUCTION AND FIRST READING OF BILLS

Mr. Rienhardt introduced Senate Bill No. 26, entitled: "An act relating to electric power, and providing for the creation of the Arizona power authority."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Rienhardt introduced Senate Bill No. 27, entitled: "An act to amend section 1727, Revised Code of 1928, as amended by chapter 28, Laws of 1929, relating to holidays."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Smith introduced Senate Bill No. 28, entitled: "An act relating to moneys received from fees of grazing districts and leased public lands, and providing for the distribution thereof."

By unanimous consent the Bill was read the first time by number and title.

Mr. Smith moved that the rules be suspended and Senate Bill No. 28 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Livestock.

House Bill No. 5, entitled: "An act relating to bonds of the United States, and defining the term for certain purposes," was, by unanimous consent, read the first time by number and title, and was laid over for one day.

Mr. Smith introduced Senate Joint Memorial No. 3, on the proposal for a federal leasing system on mining property.

The Memorial was read the first time in full.

Mr. Smith moved that the rules be suspended and Senate Joint Memorial No. 3 be placed under the order of business second reading of bills for today. The motion was agreed to.

Mr. Pomeroy introduced Senate Concurrent Memorial No. 1, relating to the Cocopah Indians of the lower Colorado river.

The Memorial was read the first time in full.

Mr. Pomeroy moved that the rules be suspended and Senate Concurrent Memorial No. 1 be placed under the order of business second reading of bills for today. The motion was agreed to.

## REFERENCE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 18, by Mr. Jones, relating to purity of elections, to the Committee on Suffrage and Elections.

Senate Bill No. 19, by Mr. Babbitt, relating to Federal Housing notes or bonds, to the Committee on Banking and Insurance.

Senate Bill No. 20, by Mr. Babbitt, exempting Federal Housing loans from the operation of other statutes, to the Committee on Banking and Insurance.

Senate Bill No. 22, by Mr. Rienhardt, relating to the Kerby-Frohmler judgment, to the Committee on Appropriations.

Senate Bill No. 23, by Mr. Smith, relating to bond of mine operators, to the Committee on Mines and Mining.

Senate Bill No. 24, by Mr. Smith, relating to possession of mining machinery, to the Committee on Mines and Mining.

Senate Bill No. 25, by Mr. Patterson, relating to collection of delinquent taxes, to the Committee on Judiciary.

## INVESTIGATION OF STATE TAX COMMISSION

Mr. Jones, for the Committee on Methods of Business, reported Senate Joint Resolution No. 1, by Mr. Angius, relating to investigation of state tax commission, with the following recommendation:

That the Resolution take its regular course.

Mr. Angius, a Senator from Cochise, was designated as manager of the Resolution.

The Resolution, accompanied by the report of the Committee on Methods of Business, was placed on the Calendar of the Committee of the Whole.

## USE OF COPPER ON GOVERNMENT PROJECTS

Mr. Patterson, for the Committee on Judiciary, reported Senate Joint Memorial No. 1, by Mr. Wieden, relating to use of copper on government projects, with the recommendation that the Memorial do pass.

Mr. Wieden, a Senator from Pima, was designated as manager of the Memorial.

The Memorial, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

## PASSING OF SAMUEL BLAIN BRADNER

Mr. Patterson, for the Committee on Judiciary, reported Senate Concurrent Resolution No. 1, by Mr. Wieden, relating to the passing of Samuel Blain Bradner, with the recommendation that the Resolution do pass.

Mr. Wieden, a Senator from Pima, was designated as manager of the Resolution.

Mr. McEachren moved that the rules be suspended and Senate Concurrent Resolution No. 1 be placed under the order of business second reading of bills for today. The motion was agreed to.

FEDERAL LEASING ON MINING PROPERTY

By unanimous consent, Senate Joint Memorial No. 3, by Mr. Smith, on the proposed federal leasing system on mining property, was read the second time by number and title.

Mr. Smith moved that the rules be further suspended and Senate Joint Memorial No. 3 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 19, as follows:

AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The Memorial was referred to the Committee on Enrolling and Engrossing.

COCOPAH INDIANS

By unanimous consent, Senate Concurrent Memorial No. 1, by Mr. Pomeroy, relating to the Copopah Indians of the lower Colorado river, was read the second time by number and title.

Mr. Pomeroy moved that the rules be further suspended and Senate Concurrent Memorial No. 1 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 19, as follows:

AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The Memorial was referred to the Committee on Enrolling and Engrossing.

PASSING OF SAMUEL BLAIN BRADNER

By unanimous consent, Senate Concurrent Resolution No. 1, by Mr. Wieden, relating to the passing of Samuel Blain Bradner, was read the second time by number and title.

Mr. Wieden moved that the rules be further suspended and Senate Concurrent Resolution No. 1 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 19, as follows:

## AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The Resolution was referred to the Committee on Enrolling and Engrossing.

## COMMITTEE OF THE WHOLE

Mr. Patterson moved that the Senate resolve itself into Committee of the Whole for the consideration of bills on the Calendar. The motion was agreed to, and (at 10 o'clock and thirty minutes, a. m.) the Senate resolved itself into Committee of the Whole, with Mr. Hunt in the chair.

At 11 o'clock, a. m., the Committee of the Whole arose.

## ADJOURNMENT

Mr. Patterson moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was lost.

## RECESS

By unanimous consent, (at 11 o'clock and five minutes, a. m.) the Senate stood at recess, subject to the call of the gavel.

The President called the Senate to order at 11:10 o'clock, a. m.

## ADJOURNMENT

Mr. Patterson moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 11 o'clock and twelve minutes, a. m.) the Senate adjourned until tomorrow, Friday, January 22, 1937, at 10 o'clock, a. m.

W. J. GRAHAM,  
Secretary.

PAUL C. KEEFE,  
President.

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**FRIDAY, JANUARY 22**

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

THE JOURNAL

By unanimous consent the reading of the Journal of Thursday, January 21, 1937, was dispensed with, and the Journal was approved.

PRESIDENT'S BIRTHDAY BALL

The President called attention to the members of the Senate that tickets to the President's birthday ball, which will be held at the Sciots' Temple the evening of January 30, may be procured from Senator Kelly.

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed House Bill No. 33, entitled: "An act making an appropriation for the maintenance of the Arizona Copper Tariff Board."

REPORT OF THE COMMITTEE OF THE WHOLE

Mr. Hunt, for the Committee of the Whole, reported Senate Bill No. 5, by the Committee on Banking and Insurance, relating to building and loan associations; Senate Bill No. 6, by the Committee on Banking and Insurance, relating to savings banks' loans and investments; Senate Joint Resolution No. 1, by Mr. Angius, relating to investigation of state tax commission; and Senate Joint Memorial No. 1, by Mr. Wieden, relating to use of copper on government projects.

The recommendations of the Committee were:

That Senate Bill No. 5 be amended by insertion of "Emergency" as title to section 2, and as so amended the Bill do pass;

That Senate Bill No. 6 be amended by insertion of "Emergency" as title to section 2, and as so amended the Bill do pass;

That Senate Joint Resolution No. 1 be amended as follows:

Amend the title by adding after the words "Tax Commission" the following: "Industrial Commission, State Land Department, State Highway Department, State Board of Public Welfare and State Auditor";

In line 3, page 1, after the words "Tax Commission", and before the word "is" insert the following: "Industrial Commission, State Land Department, State Highway Department, State Board of Public Welfare and State Auditor";

In line 9, page 1, after the words "State Tax Commission" add the following: "Industrial Commission, State Land Department, State Highway Department, State Board of Public Welfare and State Auditor";

In line 5, page 2, strike the word "commission", and insert in lieu thereof the following: "Tax Commission, Industrial Commission, State Land Department, State Highway Department, State Board of Public Welfare and State Auditor";

In line 6, page 2, strike the word "department" and insert in lieu thereof the word "departments". Strike the word "its" and insert in lieu thereof the word "their";

On page 3, strike lines 4, 5, 6 and 7, and insert in lieu thereof the following: "7. The sum of twenty-five thousand dollars is appropriated out of the general fund for the purposes of said investigation.";

On page 3, strike lines 8, 9, 10, 11, 12, 13, 14, 15, and insert in lieu thereof the following: "8. Claims for expenses incurred under the authority hereof shall bear the approval of the chairman or vice-chairman of the Committee.";

and as so amended the Resolution do pass;

That Senate Joint Memorial No. 1 do pass.

Mr. Hunt moved the adoption of the report. The motion was agreed to.

Senate Bill No. 5 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 6 was referred to the Committee on Style, Revision and Compilation.

Senate Joint Resolution No. 1 was referred to the Committee on Style, Revision and Compilation.

Senate Joint Memorial No. 1 was referred to the Committee on Style, Revision and Compilation.

#### INTRODUCTION AND FIRST READING OF BILLS

Mr. Paterson introduced Senate Bill No. 29, entitled: "An act relating to small loans and licensed money lenders, amending section 1989, Revised Code of 1928, and amending chapter 45, Revised Code of 1928, by adding section 1989a."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Jones introduced Senate Bill No. 30, entitled: "An act for the relief of Thomas A. Flynn."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. McEachren introduced Senate Bill No. 31, entitled: "An act

relating to landlord and tenant; amending chapter 41, Revised Code of 1928, by adding section 1954a, and amending sections 1956 and 4325, Revised Code of 1928."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

House Bill No. 33, entitled: "An act making an appropriation for the maintenance of the Arizona Copper Tariff Board, was, by unanimous consent, read the first time by number and title, and was laid over for one day.

Mr. Pomeroy introduced Senate Resolution No. 1, protesting against a misrepresentation of Arizona highways.

The Resolution was read in full as follows:

SENATE RESOLUTION NO. 1

(Protesting against a misrepresentation of Arizona highways.)

WHEREAS, in a recent issue of the Saturday Evening Post, a weekly magazine published in Philadelphia, Pennsylvania, appeared a page advertisement of the Ford Motor Company, which contained the following language: "This is the car that left Arizona for California, over desert, sand, stream, roads with high centers and roads by name only, and caused the owner to say, it feels, always, as though you were on a boulevard"; and

WHEREAS, this designation of Arizona roads is a false and libellous slander upon the highways of this state; and

WHEREAS, hard-surfaced, smooth, and dustless highways, constructed at a cost of millions of dollars, span Arizona in all directions, leading not alone to the state of California, but to Utah, Nevada, Colorado, New Mexico, the Republic of Mexico, and all points north, east, south and west, inviting the tourist who travels in any kind or make of motor vehicle, from flivver to palace car, to enjoy a journey packed with pleasure and the thrills of invigorating air and enchanting scenery, unmingled with "desert sand or streams," and where "high centers and roads by name only" are unknown—where the traveler not only feels, but knows that he is on a boulevard; therefore,

BE IT RESOLVED BY THE SENATE OF THE STATE OF ARIZONA:

1. That the misrepresentation of this state and the slander upon its magnificent system of highways, both by the advertiser and by the publication which permitted the libel to appear in its pages, is most emphatically contradicted and its publication resented.

2. That if the responsible officers of the advertising company or of the publishing concern have any

doubt of the accuracy of the allegations herein contained, they are invited to come and see for themselves.

Mr. Pomeroy moved the adoption of the resolution. The motion was agreed to.

#### REFERENCE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 26, by Mr. Rienhardt, relating to the creation of the Arizona power authority, to the Committee on Appropriations.

Senate Bill No. 27, by Mr. Rienhardt, relating to state holidays, to the Committee on Judiciary.

House Bill No. 5, relating to United States bonds, and defining the term for certain purposes, to the Committee on Banking and Insurance.

#### LEGITIMACY OF CHILDREN AND DIVORCE

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 11, by Mr. Rienhardt, relating to legitimacy of children and divorce.

Mr. Babbitt, Mr. Baker, Mr. Hunt, Mr. Truman and Mr. Patterson, a majority of the Committee, recommended that the Bill do not pass.

Mr. Smith and Mr. Rienhardt, a minority of the Committee recommended that the Bill do pass.

Mr. Rienhardt, a Senator from Gila, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### COLLECTION OF DELINQUENT TAXES

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 25, by Mr. Patterson, relating to collection of delinquent taxes.

Mr. Smith, Mr. Babbitt, Mr. Baker, Mr. Hunt, Mr. Patterson, and Mr. Rienhardt, a majority of the Committee, recommended that the Bill do pass.

Mr. Truman, a minority of the Committee, recommended that the Bill do not pass.

Mr. Patterson, a Senator from Yavapai, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### RELIEF OF B. M. ATWOOD AND J. E. DeSOUZA

Mr. Patterson, for the Committee on Judiciary, reported Sen-

ate Bill No. 2, by Mr. Pomeroy and Mr. Jones, relating to the relief of B. M. Atwood and J. E. DeSouza.

Mr. Babbitt, Mr. Smith, Mr. Hunt, Mr. Rienhardt and Mr. Patterson made the following recommendation:

That said Bill be amended to authorize the Maricopa County Board of Supervisors to pay James E. DeSouza the sum of Four Hundred (\$400.00) Dollars, and that the reference in said Bill to B. M. Atwood be entirely deleted,

and as so amended the Bill do pass.

Mr. Truman recommended that the Bill do pass.

Mr. Baker recommended that the Bill do not pass.

Mr. Jones, a Senator from Maricopa, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### FEDERAL LEASING ON MINING PROPERTY

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Joint Memorial No. 3, by Mr. Smith, relating to the proposed federal leasing on mining property.

The Memorial was placed under the order of business third reading of bills.

#### PASSING OF SAMUEL BLAIN BRADNER

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Concurrent Resolution No. 1, by Mr. Wieden, relating to the passing of Samuel Blain Bradner.

The Resolution was placed under the order of business third reading of bills.

#### COCOPAH INDIANS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Concurrent Memorial No. 1, by Mr. Pomeroy, relating to the Cocopah Indians of the lower Colorado river.

The Memorial was placed under the order of business third reading of bills.

#### FEDERAL LEASING ON MINING PROPERTY

Senate Joint Memorial No. 3, by Mr. Smith, relating to the proposed federal leasing on mining property, was read the third and final time, and passed on roll call, which resulted: Ayes 19, as follows:

## AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The President announced the signing in open session of Senate Joint Memorial No. 3, by Mr. Smith, relating to the proposed federal leasing on mining property.

## PASSING OF SAMUEL BLAIN BRADNER

Senate Concurrent Resolution No. 1, by Mr. Wieden, relating to the passing of Samuel Blain Bradner, was read the third and final time, and passed on roll call, which resulted: Ayes 19, as follows:

## AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The President announced the signing in open session of Senate Concurrent Resolution No. 1, by Mr. Wieden, relating to the passing of Samuel Blain Bradner.

## COCOPAH INDIANS

Senate Concurrent Memorial No. 1, by Mr. Pomeroy, relating to the Cocopah Indians of the lower Colorado river, was read the third and final time, and passed on roll call, which resulted: Ayes 17, Noes 2, as follows:

## AYES

Angius	McEachren	Stanton
Babbitt	Moore	Truman
Dalton	Patterson	Wieden
Hunt	Pomeroy	Wiltbank
Jones	Rienhardt	The President
Kelly	Smith	

## NOES

Baker	Harrison
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The President announced the signing in open session of Senate Concurrent Memorial No. 1, by Mr. Pomeroy, relating to the Cocopah Indians of the lower Colorado river.

## INTRODUCTION AND FIRST READING OF BILLS

By unanimous consent the Senate reverted to the order of business introduction and first reading of bills, and Mr. Smith introduced Senate Bill No. 32, entitled: "An act relating to the

payment of wages, providing for semi-monthly paydays, and prescribing the duties of the industrial commission."

By a unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

COMMITTEE OF THE WHOLE

Mr. Angius moved that the Senate resolve itself into Committee of the Whole for the consideration of bills on the Calendar. The motion was agreed to, and (at 11 o'clock and thirty-five minutes, a. m.) the Senate resolved itself into Committee of the Whole, with Mr. Pomeroy in the chair.

At 11:20 o'clock, a. m., the Committee of the Whole arose.

EXECUTIVE NOMINATION

The President laid before the Senate a communication from the Governor, which was read as follows:

January 21, 1937

Mr. President

of the Thirteenth State Senate  
and the State Senate

of the Thirteenth Legislature  
in Regular Session Convened

State House  
Phoenix, Arizona

Gentlemen:

For confirmation by your honorable body I am submitting herewith the name of W. W. White, whom I have appointed as State Examiner succeeding Mr. A. Dumbauld.

This appointment was made January 4, 1937, to become effective immediately.

Very truly yours,

R. C. STANFORD (Signed)  
Governor

The communication was referred to the Committee on Methods of Business.

ADJOURNMENT

Mr. Rienhardt moved that the Senate adjourn until Monday at 10 o'clock a. m. The motion was agreed to, and (at 11 o'clock and twenty-five minutes, a. m.) the Senate adjourned until Monday, January 25, 1937, at 10 o'clock, a. m.

W. J. GRAHAM,  
Secretary.

PAUL C. KEEFE,  
President.

**MONDAY, JANUARY 25**

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

**THE JOURNAL**

By unanimous consent the reading of the Journal of Friday, January 22, 1937, was dispensed with, and the Journal was approved.

**PASSING OF SAMUEL BLAIN BRADNER**

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Concurrent Resolution 1, by Mr. Wieden, relating to the passing of Samuel Blain Bradner.

**MESSAGES FROM THE HOUSE**

Messages from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed the following:

House Bill No. 1, entitled: "An act relating to mortgages, and amending section 2, chapter 29, session laws of 1933, regular session, as amended."

House Bill No. 13, entitled: "An act relating to nepotism and amending section 1352b, as contained in chapter 52, session laws of 1931, regular session."

**REPORT OF THE COMMITTEE OF THE WHOLE**

Mr. Pomeroy, for the Committee of the Whole, reported Senate Bill No. 2, by Mr. Pomeroy and Mr. Jones, relating to the relief of B. M. Atwood and J. E. DeSouza; Senate Bill No. 25, by Mr. Patterson, relating to collection of delinquent taxes; and Senate Bill No. 11, by Mr. Rienhardt, relating to legitimacy of children and divorce.

The recommendations of the Committee were:

That Senate Bill No. 2 be amended to authorize the Maricopa County Board of Supervisors to pay James E. De Souza the sum of \$400.00 and that the name of B. M. Atwood be deleted from the bill, and as so amended the Bill do pass;

That Senate Bill No. 25 be re-referred to the Committee on Judiciary;

That Senate Bill No. 11 be indefinitely postponed.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to.

Senate Bill No. 2 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 25 was re-referred to the Committee on Judiciary.

The President put the question, "Shall Senate Bill No. 11 be indefinitely postponed?", which was decided in the affirmative on roll call, which resulted: Ayes 14, Noes 4, not voting 1, as follows:

AYES

Angius	Hunt	Pomeroy
Babbitt	Jones	Truman
Baker	Kelly	Wiltbank
Dalton	Moore	The President
Harrison	Patterson	

NOES

McEachren	Smith	Stanton
Rienhardt		

NOT VOTING

Wieden

INTRODUCTION AND FIRST READING OF BILLS

Mr. McEachren introduced Senate Bill No. 33, entitled: "An act for the relief of Double Circle Cattle Company."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. McEachren introduced Senate Bill No. 34, entitled: "An act for the relief of Chiricahua Ranches Company, a corporation; Four Drag Cattle Company, a corporation, and Double Circle Cattle Company, a corporation."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. McEachren introduced Senate Bill No. 35, entitled: "An act for the relief of W. L. Ellsworth."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. McEachren introduced Senate Bill No. 36, entitled: "An act for the relief of Marion P. McEuen."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. McEachren introduced Senate Bill No. 37, entitled: "An act for the relief of Marion P., Clayton, and Arthur J. McEuen."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. McEachren introduced Senate Bill No. 38, entitled: "An act for the relief of Chiricahua Ranches Company, a corporation; Four Drag Cattle Company, a corporation, and Double Circle Cattle Company, a corporation."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

House Bill No. 1, entitled: "An act relating to mortgages, and amending section 2, chapter 29, Session Laws of 1933, regular session, as amended," was, by unanimous consent, read the first time by number and title, and was laid over for one day.

House Bill No. 13, entitled: "An act relating to nepotism and amending section 1352b, as contained in chapter 52, Session Laws of 1931, regular session," was, by unanimous consent, read the first time by number and title, and was laid over for one day.

#### REFERENE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 29, by Mr. Patterson, relating to licensed money lenders, to the Committee on Banking and Insurance.

Senate Bill No. 30, by Mr. Jones, for the relief of Thomas A. Flynn, to the Committee on Appropriations.

Senate Bill No. 31, by Mr. McEachren, relating to landlord and tenant, to the Committee on Judiciary.

Senate Bill No. 32, by Mr. Smith, relating to semi-monthly pay days, to the Committee on Labor and Capital.

House Bill No. 33, relating to Arizona Copper Tariff Board, to the Committee on Appropriations.

#### POSSESSION OF MINING MACHINERY

Mr. Stanton, for the Committee on Mines and Mining, reported Senate Bill No. 24, by Mr. Smith, relating to possession of mining machinery, with the recommendation that the Bill do pass.

The Bill, accompanied by the report of the Committee on Mines and Mining, was placed on the Calendar of the Committee of the Whole.

#### BOND OF MINE OPERATORS

Mr. Stanton, for the Committee on Mines and Mining, reported Senate Bill No. 23, by Mr. Smith, relating to bond of mine operators, with the recommendation that the Bill do pass.

The Bill, accompanied by the report of the Committee on Mines and Mining, was placed on the Calendar of the Committee of the Whole.

#### EXEMPTING FEDERAL HOUSING LOANS

Mr. Babbitt, for the Committee on Banking and Insurance,

reported Senate Bill No. 20, by Mr. Babbitt, relating to exempting federal housing loans from the operation of other statutes, with the following recommendation:

That section 1 be titled "exempting loans and advances of credit insured by Federal Housing Administrator from the operation of other statutes";

That section 2 be titled "Construction";

and as so amended the Bill do pass.

The Bill, accompanied by the report of the Committee on Banking and Insurance, was placed on the Calendar of the Committee of the Whole.

#### FEDERAL HOUSING NOTES OR BONDS

Mr. Babbitt, for the Committee on Banking and Insurance, reported Senate Bill No. 19, by Mr. Babbitt, relating to federal housing notes and bonds.

Mr. Babbitt, Mr. Jones, Mr. McEachren and Mr. Baker, a majority of the Committee, recommended that the Bill do pass with the following amendments:

Section 1 be titled "notes or bonds insured or debentures issued by Federal Housing Administrator eligible for deposit purposes";

That section 2 be titled "Emergency."

Mr. Patterson, a minority of the Committee, recommended that the Bill do not pass.

The Bill, accompanied by the report of the Committee on Banking and Insurance, was placed on the Calendar of the Committee of the Whole.

#### COMMITTEE OF THE WHOLE

Mr. Smith moved that the Senate resolve itself into Committee of the Whole for the consideration of bills on the Calendar. The motion was agreed to, and (at 10 o'clock and seventeen minutes, a. m.) the Senate resolved itself into Committee of the Whole, with Mr. Moore in the chair.

At 11:05 o'clock, a. m., the Committee of the Whole arose.

#### ADJOURNMENT

Mr. Angius moved that the Senate adjourn until tomorrow morning at 10 o'clock. The motion was agreed to, and (at 11 o'clock and ten minutes, a. m.) the Senate adjourned until tomorrow, Tuesday, January 26, 1937, at 10 o'clock, a. m.

W. J. GRAHAM,  
Secretary.

PAUL C. KEEFE,  
President.

## TUESDAY, JANUARY 26

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Truman
Dalton	Moore	Wieden
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President

The President announced that Mr. Stanton had been excused.

### THE JOURNAL

By unanimous consent the reading of the Journal of Monday, January 25, 1937, was dispensed with, and the Journal was approved.

### REPORT OF THE COMMITTEE OF THE WHOLE

Mr. Moore, for the Committee of the Whole, reported Senate Bill No. 19, by Mr. Babbitt, relating to Federal Housing notes or bonds; Senate Bill No. 20, by Mr. Babbitt, exempting Federal Housing loans from the operation of other statutes; Senate Bill No. 23, by Mr. Smith, relating to bond of mine operators; and Senate Bill No. 24, by Mr. Smith, relating to possession of mining machinery.

The recommendations of the Committee were:

That Senate Bill No. 19 be retained on the Calendar;

That Senate Bill No. 20 be retained on the Calendar;

That Senate Bill No. 23 be amended as follows:

In line 13, page 2, after the word "increased" insert the words "or decreased";

In line 10, preceding the word "bond" insert the word "cash";

and as so amended the Bill do pass;

That Senate Bill No. 24 be retained on the Calendar.

Mr. Moore moved the adoption of the report. The motion was agreed to.

Senate Bill No. 19 was retained on the Calendar.

Senate Bill No. 20 was retained on the Calendar.

Senate Bill No. 23 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 24 was retained on the Calendar.

#### MESSAGE FROM THE HOUSE

A message from the House of Representatives by Lallah Ruth, its Chief Clerk, announced that the House had passed House Bill No. 7, entitled: "An act relating to fraternal and veterans organizations; providing for the protection of the insignia thereof, and amending section 4794, Revised Code of 1928."

#### INTRODUCTION AND FIRST READING OF BILLS

Mr. Patterson introduced Senate Bill No. 39, entitled: "An act to amend section 34, chapter 103, Session Laws of 1931, regular session, relating to sale of property for delinquent taxes."

By unanimous consent the Bill was read the first time by number and title.

Mr. Patterson moved that the rules be suspended and Senate Bill No. 39 be placed on the Calendar of the Committee of the Whole today. The motion was agreed to.

Mr. Patterson introduced Senate Bill No. 40, entitled: "An act to amend section 32, chapter 103, Session Laws of 1931, regular session, relating to publication of delinquent tax sales."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Jones introduced Senate Bill No. 41, entitled: "An act relating to taxation, and amending sections 16 and 36, chapter 8, Session Laws of 1933, and declaring an emergency."

By unanimous consent the Bill was read the first time by number and title.

Mr. Jones moved that the rules be suspended and Senate Bill No. 41 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Judiciary.

Mr. Dalton introduced Senate Bill No. 42, entitled: "An act relating to the inspection of water, gas and electric meters in cities having a city sealer, and amending section 3618, Revised Code of 1928."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Dalton introduced Senate Bill No. 43, entitled: "An act to amend section 1980 of chapter 44, Revised Code of Arizona, 1928, relating to traveling merchants, hawkers, peddlers and itinerant vendors and providing for license taxes for the carrying on of such business; repealing all acts and parts of acts in conflict herewith."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Harrison introduced Senate Concurrent Memorial No. 2, praying for the relief of certain property owners of Santa Cruz County.

By unanimous consent the Memorial was read the first time by number and title, and was laid over for one day.

House Bill No. 7, entitled: "An act relating to fraternal and Veterans organizations; providing for the protection of the insignia thereof, and amending section 4794, Revised Code of 1928," was, by unanimous consent, read the first time by number and title, and was laid over for one day.

#### REFERENCE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 33, by Mr. McEachren, for the relief of Double Circle Cattle Company, to the Committee on Appropriations.

Senate Bill No. 34, by Mr. McEachren, for the relief of Chiricahua, Four Drag, and Double Circle Cattle companies, to the Committee on Appropriations.

Senate Bill No. 35, by Mr. McEachren, for the relief of W. L. Ellsworth, to the Committee on Appropriations.

Senate Bill No. 36, by Mr. McEachren, for the relief of Marion P. McEuen, to the Committee on Appropriations.

Senate Bill No. 37, by Mr. McEachren, for the relief of Marion P., Clayton, and Arthur J. McEuen, to the Committee on Appropriations.

Senate Bill No. 38, by Mr. McEachren, for the relief of Chiricahua, Four Drag, and Double Circle Cattle companies, to the Committee on Appropriations.

House Bill No. 1, relating to actions for foreclosure, to the Committee on Judiciary.

House Bill No. 13, relating to nepotism, to the Committee on Judiciary.

#### SEGREGATION OF PRISON INMATES

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 1, by Mr. Patterson, relating to segregation of prison inmates, with the following recommendation:

That section 1 be amended as follows:

Line 1: Following "Section 1.", insert "Segregation of inmates."

Line 4: Strike "heretofore", insert "theretofore".

Line 7: Following "such", strike "a".

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of Bills.

#### ELECTION ACTIVITIES

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 9, by Mr. Rienhardt, relating to

electioneering at polling places on election days, with the following recommendation:

That section 1 be amended as follows:

Page 1, line 3: Preceding "1220.", strike "Section"; strike "Defined;," insert "and".

Page 1, line 6: Strike "who".

Page 1, line 9: Strike "at any election;".

Page 1, line 22: Following "election," strike "of", insert "or".

Page 2, line 3: Strike "month".

Page 2, line 5: Strike "Every person, being a", insert "any".

Page 2, line 6: Following "with", insert "the".

Page 2, line 11: Following "endeavor" insert comma and "while within the fifty-foot limit."

Page 2, line 12: Strike "within the said fifty-foot limit".

Page 2, line 17: Following "during", insert "an".

Page 2 line 33: Preceding "six", insert "by imprisonment for".

That the title be amended to read:

#### AN ACT

Relating to elections, and amending section 1220, Revised Code of 1928.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

#### SEGREGATION OF PRISON INMATES

By unanimous consent Senate Bill No. 1, by Mr. Patterson, relating to segregation of prison inmates, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?" which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### ELECTION ACTIVITIES

By unanimous consent Senate Bill No. 9, by Mr. Rienhardt, relating to electioneering at polling places on election days, was read the second time by number and title.

Mr. Angius moved that the Bill be amended as follows:

Line 9, page 1, after the word "election", add the

following: "Provided, however, that the term 'political literature' as used herein shall not be deemed to include publicity pamphlets on initiated and referred measures, the distribution of which at the polls is required by chapter 62, Laws of 1935;"

The motion was agreed to.

The President put the question, "Shall the Bill be engrossed and have a third reading?" which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### COMMITTEE OF THE WHOLE

Mr. Angius moved that the Senate resolve itself into Committee of the Whole for the consideration of bills on the Calendar. The motion was agreed to, and (at 10 o'clock and fifteen minutes, a. m.) the Senate resolved itself into Committee of the Whole, with Mr. Kelly in the chair.

At 10:45 o'clock, a. m., the Committee of the Whole arose.

#### OPEN EXECUTIVE SESSION

Mr. Jones moved that the Senate resolve itself into open executive session for the consideration of executive business. The motion was agreed to, and (at 10 o'clock and forty-seven minutes, a. m.) the Senate convened in open executive session.

Mr. Jones, for the Committee on Methods of Business, reported on the nomination of Mr. W. W. White as State Examiner, with the recommendation that the appointment be confirmed by the Senate.

Mr. Jones moved that the Senate advise and consent to the nomination of Mr. W. W. White. The motion was agreed to.

Mr. Harrison moved that the Senate reconsider the action taken on the nomination of Mr. W. W. White. The motion was lost.

By unanimous consent, (at 10 o'clock and fifty minutes, a. m.) the open executive session was dissolved.

#### ADJOURNMENT

Mr. Angius moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 10 o'clock and fifty-three minutes, a. m.) the Senate adjourned until tomorrow, Wednesday, January 27, 1937, at 10 o'clock, a. m.

W. J. GRAHAM,  
Secretary.

PAUL C. KEEFE,  
President.

**WEDNESDAY, JANUARY 27**

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

**THE JOURNAL**

By unanimous consent the reading of the Journal of Tuesday, January 26, 1937, was dispensed with, and the Journal was approved.

**RED CROSS FLOOD RELIEF FUND**

The President laid before the Senate a communication from the Maricopa County Chapter of the Red Cross asking assistance of the members of the Senate in the Disaster Flood Relief fund.

**MESSAGE FROM THE HOUSE**

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed House Bill No. 38, entitled: "An act making a deficiency appropriation for the travel fund of the State Veterans' Service officer for use in the last half of the twenty-fifth fiscal year, and declaring an emergency."

**REPORT OF THE COMMITTEE OF THE WHOLE**

Mr. Kelly, for the Committee of the Whole, reported Senate Bill No. 19, by Mr. Babbitt, relating to Federal Housing notes or bonds; Senate Bill No. 20, by Mr. Babbitt, exempting Federal Housing loans from the operation of other statutes; Senate Bill No. 24, by Mr. Smith, relating to possession of mining machinery; and Senate Bill No. 39, by Mr. Patterson, relating to property sale for delinquent taxes.

The recommendations of the Committee were:

That Senate Bill No. 19 be amended as follows:

That section 1 be titled "Notes or bonds insured or debentures issued by Federal Housing Administrator eligible for deposit purposes";

That section 2 be titled "Emergency";  
and as so amended the Bill do pass.

That Senate Bill No. 20 be amended as follows:

That section 1 be titled "Exempting loans and advances of credit insured by Federal Housing Administrator from the operation of other statutes";

That section 2 be titled "Construction";

and as so amended the Bill do pass.

That Senate Bill No. 24 be amended as follows:

In the title of the Act after the word "sale" insert "or other competent written evidence of lawful possession or ownership";

Line 6, after the word "therefor" insert "or other competent written evidence of lawful possession or ownership";

Line 7, after the word "person" insert "or has had such conveyance recorded";

Section 3 (b), line 4, after the word "sale" insert "or other competent written evidence of lawful possession or ownership";

and as so amended the Bill do pass.

That Senate Bill No. 39 do pass.

Mr. Kelly moved the adoption of the report. The motion was agreed to.

Senate Bill No. 19 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 20 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 24 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 39 was referred to the Committee on Style, Revision and Compilation.

#### INTRODUCTION AND FIRST READING OF BILLS

Mr. Patterson introduced Senate Bill No. 44, entitled: "An act relating to the extradition of persons charged with crime; making uniform the law with reference thereto, and repealing paragraphs 5295, 5296, 5297, 5298, 5299, 5300, 5301 and 5302, Revised Code of 1928."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Moore introduced Senate Bill No. 45, entitled: "An act relating to education, and authorizing the state board of education to enter into contracts for the welfare and education of Indians."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Smith introduced Senate Bill No. 46, entitled: "An act for the relief of C. H. McKnight."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Rienhardt introduced Senate Bill No. 47, entitled: "An act making an appropriation for the installation of an elevator in the capitol building."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Smith introduced Senate Bill No. 48, entitled: "An act relating to highways; providing for the control of the highway department, and amending section 1557, Revised Code of 1928."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Pomeroy and Mr. Kelly introduced Senate Bill No. 49, entitled: "An act relating to taxation; classifying intangible property, and imposing a tax thereon."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Jones introduced Senate Concurrent Resolution No. 3, proposing an amendment to the Constitution providing for the election of a Lieutenant-Governor.

By unanimous consent the Resolution was read the first time by number and title, and was laid over for one day.

Mr. Jones introduced Senate Concurrent Resolution No. 4, proposing an amendment to the Constitution of Arizona relating to the Legislature, and amending section 1, part 2, article IV thereof.

By unanimous consent the Resolution was read the first time by number and title, and was laid over for one day.

House Bill No. 33, entitled: "An act making a deficiency appropriation for the travel fund of the State Veterans' Service officer for use in the last half of the twenty-fifth fiscal year, and declaring an emergency", was, by unanimous consent, read the first time by number and title, and was laid over for one day.

#### REFERENCE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 40, by Mr. Patterson, relating to publication of delinquent tax sales, to the Committee on Judiciary.

Senate Bill No. 42, by Mr. Dalton, relating to water, gas and electric meters, to the Committee on Municipalities.

Senate Bill No. 43, by Mr. Dalton, relating to peddlers and traveling merchants, to the Committee on Finance and Revenue.

Senate Concurrent Memorial No. 2, by Mr. Harrison, relating

to relief of Santa Cruz property owners, to the Committee on Appropriations.

House Bill No. 7, relating to fraternal and Veterans' organizations, to the Committee on Judiciary.

#### DUTIES OF STATE AUDITOR

Mr. Jones, for the Committee on Methods of Business, reported Senate Bill No. 15, by Mr. Patterson, relating to duties of state auditor, with the recommendation that the Bill do pass.

The Bill, accompanied by the report of the Committee on Methods of Business, was placed on the Calendar of the Committee of the Whole.

#### SEGREGATION OF PRISON INMATES

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 1, by Mr. Patterson, relating to segregation of prison inmates.

The Bill was placed under the order of business third reading of bills.

#### ELECTION ACTIVITIES

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 9, by Mr. Rienhardt, relating to electioneering at polling places on election days, with the following corrections:

Page 1, line 11: After "person" strike "is" and insert "in";

Page 1, line 5 of the amendment adopted January 26, 1937: Strike "Laws of 1935" and insert "Session Laws 1935";

Page 2, line 20: After "official", change "indorsement" to "endorsement".

Mr. Pomeroy moved the adoption of the corrections. The motion was agreed to.

The Bill was placed under the order of business third reading of bills.

#### PURITY OF ELECTIONS

Mr. Angius, for the Committee on Suffrage and Elections, reported Senate Bill No. 18, by Mr. Jones, relating to purity of elections, with the recommendation that the Bill be amended as follows:

That the question mark in the title be stricken; and after the word "purposes" there be added the following words "and providing penalties therefor";

In section 3, page 2, following the word "office" there be added "and shall be ineligible for re-employ-

ment, re-instatement or re-appointment for a period of one year”;

and as so amended the Bill do pass.

Mr. Jones, a Senator from Maricopa, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Suffrage and Elections, was placed on the Calendar of the Committee of the Whole.

#### PARTY ORGANIZATION AND GOVERNMENT

Mr. Angius, for the Committee on Suffrage and Elections, reported Senate Bill No. 4, by Mr. Rienhardt, relating to party organization and government, with the recommendation that the Bill do pass.

Mr. Rienhardt, a Senator from Gila, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Suffrage and Elections, was placed on the Calendar of the Committee of the Whole.

#### NOMINATING PETITIONS

Mr. Angius, for the Committee on Suffrage and Elections, reported Senate Bill No. 10, by Mr. Rienhardt, relating to number of signatures on nomination papers, with the recommendation that the Bill be amended as follows:

That in line 9, page 1, following the word “least”

insert the words “each of”;

and as so amended the Bill do pass.

Mr. Rienhardt, a Senator from Gila, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Suffrage and Elections, was placed on the Calendar of the Committee of the Whole.

#### SAVINGS BANKS' LOANS AND INVESTMENTS

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 6, by the Committee on Banking and Insurance, relating to savings banks' loans and investments, with the recommendation that the Bill be amended as follows:

That section 1 be amended to read:

Section 1. Sec. 231, Revised Code of 1928, as amended, is amended to read:

231. SAVINGS BANKS' LOANS. A savings bank may invest its capital and deposits and the income derived therefrom:

1. In first lien mortgages upon real property. No such loan shall exceed sixty per cent of the market value, as of the time when the loan is made, of the property mortgaged, unless the federal housing administrator has insured or made a commitment to insure the loan. At least fifty per cent of such loans shall at all times be upon real property situated in the state. A lien of the federal government on account of any United States reclamation project or of the state on account of any project organized under the laws of Arizona shall not be considered a first lien. Any such mortgage or any assignment thereof shall be immediately recorded in the office of the county recorder.

2. In interest bearing bonds or other securities of the state, or of any county, city, town, school district or road district thereof; local improvement bonds or securities lawfully issued under the authority of a law of this state; bonds, debentures, or notes issued by any federal home loan bank, national mortgage association or similar credit institution; debentures issued by the federal housing administrator, or capital stock issued by any federal home loan bank of which such savings bank may be eligible to become a member.

That the title be amended to read:

#### AN ACT

Relating to savings banks, and amending section 231, Revised Code of 1928, as amended.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

#### USE OF COPPER ON GOVERNMENT PROJECTS

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Joint Memorial No. 1, by Mr. Wieden, relating to use of copper on government projects, with the recommendation that the Memorial is correct as to form.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Memorial was placed under the order of business second reading of bills.

#### SAVINGS BANKS' LOANS AND INVESTMENTS

By unanimous consent, Senate Bill No. 6, by the Committee on Banking and Insurance, relating to savings banks' loans and investments, was read the second time by number and title.

Mr. Patterson moved that Senate Bill No. 6 be amended as follows:

In line 20, page 1, after the figure 2, add the following:

"In securities issued by the United States government and securities wholly guaranteed by the United

States government. In other listed bonds, notes and debentures which have a standard rating above the first four grades, providing such investment is approved in writing by at least two-thirds of the directors of such bank and the superintendent of banks of the state of Arizona."

Mr. Babbitt offered a substitute motion that the Bill and amendment be re-referred to the Committee on Banking and Insurance. The motion was agreed to.

USE OF COPPER ON GOVERNMENT PROJECTS

By unanimous consent, Senate Joint Memorial No. 1, by Mr. Wieden, relating to use of copper on government projects, was read the second time by number and title.

The President put the question, "Shall the Memorial be engrossed and have a third reading?" which was decided in the affirmative, and the Memorial was referred to the Committee on Enrolling and Engrossing.

SEGREGATION OF PRISON INMATES

Senate Bill No. 1, by Mr. Patterson, relating to segregation of prison inmates, was read the third and final time, and passed on roll call, which resulted: Ayes 18, not voting 1, as follows:

AYES

Angius	Jones	Smith
Babbitt	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President

NOT VOTING

Kelly

The President announced the signing in open session of Senate Bill No. 1, by Mr. Patterson, relating to segregation of prison inmates.

ELECTION ACTIVITIES

Senate Bill No. 9, by Mr. Rienhardt, relating to electioneering at polling places on election days, was read the third and final time, and passed on roll call, which resulted, Ayes 18, not voting 1, as follows:

AYES

Angius	McEachren	Truman
Babbitt	Moore	Wieden
Baker	Patterson	Wiltbank
Dalton	Pomeroy	The President
Harrison	Rienhardt	
Hunt	Smith	
Jones	Stanton	

## NOT VOTING

Kelly

The President announced the signing in open session of Senate Bill No. 9, by Mr. Rienhardt, relating to electioneering at polling places on election days.

## COMMITTEE OF THE WHOLE

Mr. Harrison moved that the Senate resolve itself into Committee of the Whole for the consideration of bills on the Calendar. The motion was agreed to, and (at 10 o'clock and fifty minutes, a. m.) the Senate resolved itself into Committee of the Whole, with Mr. Jones in the chair.

At 12:40 o'clock, p. m., the Committee of the Whole arose.

## ADJOURNMENT

Mr. Angius moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 12 o'clock and forty-two minutes, p. m.) the Senate adjourned until tomorrow, Thursday, January 28, 1937, at 10 o'clock, a. m.

W. J. GRAHAM,  
Secretary.

PAUL C. KEEFE,  
President.

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**THURSDAY, JANUARY 28**

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Truman
Dalton	Moore	Wieden
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President

The President announced that Mr. Stanton had been excused.

## THE JOURNAL

By unanimous consent the reading of the Journal of Wednesday, January 27, 1937, was dispensed with, and the Journal was approved.

## MESSAGES FROM THE HOUSE

Messages from the House of Representatives, by Lallah Ruth,

its Chief Clerk, announced that the House had passed the following:

House Bill No. 12, entitled: "An act relating to elections, amending sections 1243, 1255, 1256 and 1310, Revised Code of 1928, and amending paragraphs 1309, 1311 and 1312, Revised Code of 1928, as amended by chapter 82, Session Laws of 1933, regular session."

House Bill No. 21, entitled: "An act relating to education; conferring powers upon the boards of education of the state teachers' colleges, and amending section 1106, Revised Code of 1928."

House Bill No. 25, entitled: "An act relating to payment of wages, and providing for proof of financial responsibility or the filing of a bond by operators of mining properties and prescribing penalties for violation thereof."

#### REPORT OF THE COMMITTEE OF THE WHOLE

Mr. Jones, for the Committee of the Whole, reported Senate Bill No. 15, by Mr. Patterson, relating to duties of the State Auditor; Senate Bill No. 18, by Mr. Jones, relating to purity of elections; and Senate Bill No. 4, by Mr. Risenhardt, relating to party organization and government.

The recommendations of the Committee were:

That Senate Bill No. 15 be amended as follows:

In lines 10 and 11 (b) strike "visit each state institution once in every three months";

Insert new section (c) to read as follows:

"The accounts of each state department and state institution shall be fully audited at least once during each fiscal year, and reports of such audits shall be filed with the Governor and laid before the Legislature by the Auditor and the Governor";

Renumber Section (c) "(d)";

and as so amended the Bill do pass.

That Senate Bill No. 18 be amended as follows:

In the title, strike all after the word "contributions" and insert "and prohibit the use of public vehicular equipment for campaign uses and providing penalties therefor";

In Section 2, amend the title as follows: "Use of public vehicular equipment for campaign uses prohibited";

Following the word "any" in line 2, insert "vehicular" before the word "equipment";

In line 3 strike the words "or other property";

At the end of Section 3 strike period and add "and shall be ineligible for reemployment, reinstatement or reappointment for a period of one year";

and as so amended the Bill do pass.

That Senate Bill No. 4 be amended as follows:

Page 1, line 23, strike "county chairman" and insert "county executive committee";

Page 2, line 9, after the word "county" insert "executive";

Page 2, line 20, after the words "executive committee" insert "special meetings of the state committee may be held at any place in the state on call of the state chairman, due notice thereof having been given for five (5) days before any such call by mail to all of the committeemen";

Page 2, line 27, strike "more than one proxy" and insert "more than three proxies";

Page 3, line 12, after the words "county committees" add "or his duly accredited representative, such representative shall be a duly elected member of the county committee";

and as so amended the Bill do pass.

Mr. Jones moved the adoption of the report. The motion was agreed to.

Senate Bill No. 15 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 18 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 4 was referred to the Committee on Style, Revision and Compilation.

#### INTRODUCTION AND FIRST READING OF BILLS

Mr. Smith introduced Senate Bill No. 50, entitled: "An act relating to labor; defining the offense of obtaining labor or services by false pretense, and amending section 4778, Revised Code of 1928."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Patterson introduced Senate Bill No. 51, entitled: "An act to provide for the construction of buildings, purchase of equipment and making improvements at the state prison, and making an appropriation therefor."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Kelly introduced Senate Bill No. 52, entitled: "An act amending section 12 of Chapter 7, Laws of 1934 (3d Special Session) extending the limit of time within which educational institutions may borrow money or issue bonds; and declaring an emergency."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Kelly introduced Senate Bill No. 53, entitled: "An act amending section 16 of chapter 11, Laws of 1934 (3d Special Session) extending the limit of time within which cities or towns may borrow money or issue bonds; and declaring an emergency."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Kelly introduced Senate Bill No. 54, entitled: "An act to authorize and regulate the issuance of bonds for the purpose of refinancing, or of refinancing and improving, revenue-producing works, undertakings, and projects by cities and towns, and to provide for the payment of such bonds; and declaring an emergency."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Kelly introduced Senate Bill No. 55, entitled: "An act amending section 17 of chapter 8, Laws of 1934 (3d Special Session) extending the limit of time within which counties, cities, towns, villages, school districts, high school districts and union high school districts may borrow money or issue bonds; and declaring an emergency."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Kelly introduced Senate Bill No. 56, entitled: "An act to declare the necessity of creating public bodies corporate and politic to be known as housing authorities to undertake slum clearance and projects to provide dwelling accommodations for persons of low income; to create such housing authorities in cities and towns having a population of more than 3,000 and in counties; to define the powers and duties of housing authorities and to provide for the exercise of such powers, including acquiring property, borrowing money, issuing bonds and other obligations, and giving security therefor; to provide that housing authorities may obtain the Attorney General's opinion upon their bonds; and to confer remedies on obligees of housing authorities; and to declare an emergency."

By unanimous consent the bill was read the first time by number and title, and was laid over for one day.

Mr. Kelly introduced Senate Bill No. 57, entitled: "An act to authorize cities, towns, counties and other public bodies to aid housing projects of housing authorities or of the United States of America by furnishing parks, playgrounds, streets, and other improvements and facilities, by exercising certain other powers and by making agreements relating to such aid; to authorize cities, towns, counties and other political subdivisions to contract with respect to the sums to be paid them for improvements, services and facilities to be provided for the benefit of housing projects and the occupants thereof; to require certain cities, towns and counties to make an appropriation for the first year's administrative expenses of housing authorities; and to authorize certain cities, towns and counties to pay moneys to housing authorities; and to declare an emergency."

By unanimous consent the bill was read the first time by number and title, and was laid over for one day.

Mr. Kelly introduced Senate Bill No. 58, entitled: "An act providing that the property and bonds of housing authorities shall be exempt from taxation and assessments and authorizing certain payments in lieu of such taxes and assessments; and to declare an emergency."

By unanimous consent the bill was read the first time by number and title, and was laid over for one day.

Mr. Kelly introduced Senate Bill No. 59, entitled: "An act amending section 10 of chapter 9, Laws of 1934 (3d Special Session) extending the limit of time within which cities or towns may borrow money or issue bonds; and declaring an emergency."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Kelly introduced Senate Bill No. 60, entitled: "An act validating, ratifying, approving and confirming bonds and other instruments or obligations heretofore issued, and validating, ratifying, approving and confirming certain proceedings heretofore taken by public bodies of this state for public works projects."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

House Bill No. 12, entitled: "An act relating to elections, amending sections 1243, 1255, 1256 and 1310, Revised Code of 1928, and amending paragraphs 1309, 1311 and 1312, Revised Code of 1928, as amended by chapter 82, Session Laws of 1933, regular session", was, by unanimous consent, read the first time by number and title, and was laid over for one day.

House Bill No. 25, entitled: "An act relating to payment of wages, and providing for proof of financial responsibility or the filing of a bond by operators of mining properties and prescribing penalties for violation thereof," was, by unanimous consent, read the first time by number and title, and was laid over for one day.

House Bill No. 21, entitled: "An act relating to education; conferring powers upon the boards of education of the state teachers' colleges, and amending section 1106, Revised Code of 1928", was, by unanimous consent, read the first time by number and title, and was laid over for one day.

#### REFERENCE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 44, by Mr. Patterson, relating to extradition of persons charged with crime, to the Committee on Judiciary.

Senate Bill No. 45, by Mr. Moore, relating to welfare and education of Indians, to the Committee on Education.

Senate Bill No. 46, by Mr. Smith, for the relief of C. H. McKnight, to the Committee on Appropriations.

Senate Bill No. 47, by Mr. Rienhardt, relating to capitol building elevator, to the Committee on Appropriations.

Senate Bill No. 48, by Mr. Smith, relating to control of highway department, to the Committee on Highways and Bridges.

Senate Bill No. 49, by Mr. Pomeroy and Mr. Kelly, relating to intangible tax, to the Committee on Finance and Revenue.

Senate Concurrent Resolution No. 3, by Mr. Jones, relating to lieutenant governor, to the Committee on Constitutional Amendments and Referendum.

Senate Concurrent Resolution No. 4, by Mr. Jones, relating to membership of legislature, to the Committee on Constitutional Amendments and Referendum.

House Bill No. 38, relating to deficiency appropriation for veterans service officer, to the Committee on Appropriations.

#### KERBY-FROHMILLER JUDGMENT

Mr. McEachren, for the Committee on Appropriations, reported Senate Bill No. 22, by Mr. Rienhardt, relating to the Kerby-Frohmler judgment.

Mr. Harrison, Mr. Angius, Mr. Kelly and Mr. Moore, a majority of the Committee, recommended that the Bill do not pass.

Mr. McEachren, Mr. Jones and Mr. Wieden, a minority of the Committee, recommended that the Bill do pass.

Mr. Angius, a Senator from Cochise, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

#### SERVICE OF WRITS OF GARNISHMENT

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 12, by Mr. Rienhardt, relating to service of writs of garnishment, with the recommendation that the Bill be amended as follows:

The officer may deposit a copy of the writ of garnishment in the post office, registering it, directed to the garnishee at his place of residence; and on return through the post office of the registry receipt thereof, shall attach such registry receipt to an affidavit showing that the envelope was addressed to the garnishee at his place of residence; that it was registered and mailed; that it contained a copy of the writ of garnishment; that the attached registry receipt is the genuine receipt therefor, and the date of the delivery of the writ of garnishment as shown by the said registry receipt, whereupon such affidavit shall be prima facie evidence of personal service of said writ of garnishment as of the date of delivery, and shall be of like force and effect as though personally served, and such service shall be deemed complete as of the date of delivery.

And as so amended the Bill do pass.

Mr. Rienhardt, a Senator from Gila, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### NEPOTISM

Mr. Patterson, for the Committee on Judiciary, reported House Bill No. 13, relating to nepotism.

Mr. Hunt, Mr. Baker, Mr. Rienhardt, and Mr. Smith, a majority of the Committee, recommended that the Bill do not pass.

Mr. Babbitt, Mr. Truman, and Mr. Patterson, a minority of the Committee, recommended that the Bill do pass.

Mr. Truman, the Senator from Pinal, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### GROSS INCOME TAX

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 41, by Mr. Jones, relating to gross income tax, with the recommendation that the Bill be amended as follows:

In the title of the Act, after the figures "1933", add the following: "First Special Session";

In line 2, page 1, after the figures "1933", add the following: "First Special Session";

On page 4, line 72, after the figures "1933", insert the following: "First Special Session";

and as so amended the Bill do pass.

Mr. Jones, a Senator from Maricopa, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### INVESTIGATION OF STATE TAX COMMISSION

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Joint Resolution No. 1, by Mr. Angius, relating to investigation of state tax commission, with the recommendation that the Resolution be amended as follows:

That item 4 be amended as follows:

Page 1, line 17; Following "transactions of the", strike "tax commission, industrial commission, state land department, state highway department, state board of public welfare, and state auditor"; insert "said state agencies".

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

#### BUILDING AND LOAN ASSOCIATIONS

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 5, by the Committee on Banking and Insurance, with the recommendation that the Bill be amended as follows:

That section 1 be amended to read:

Section 1. Sec. 618, Revised Code of 1928, as amended, is amended to read:

618. INVESTMENT OF FUNDS. (a) A building and loan association may make loans:

1. Upon notes secured by first mortgages on improved real property, or on real property to be improved under contract with the association. No such loan shall exceed sixty per cent of the conservative market value of the improved real property mortgaged, unless the federal housing administrator has insured or made a commitment to insure the same. No loan shall be made except upon the report in writing of two appraisers who shall report in writing the conservative market value of the property to be mortgaged.

2. Upon the security of shares of the association, to the amount of ninety per cent of their withdrawal value.

(b) An association may also:

1. Lend or invest an amount not greater than twenty per cent of its total assets in bonds of the United States, the home owners' loan corporation, the state of Arizona; the counties, cities, towns, school districts, road districts, and other municipalities and improvement districts of the state; national mortgage associations; debentures issued by the federal housing administrator, and in bonds, debentures and notes issued by any federal home loan bank or consolidated federal home loan bank.

2. Invest in the stock and become a member of any federal home loan bank of which it may be eligible to become a member under the terms and provisions of the federal home loan bank act, and nothing in the laws of this state shall prohibit any association from investing any part of its capital, surplus or funds in the stock or becoming a member of a federal home loan bank. Any association which shall be or desires to become a member of a federal home loan bank shall be subject to such examinations, inspections and regulations as may be required under the terms of the federal home loan bank act, or by the federal home loan bank board, or the federal home loan bank of which said association

is or desires to become a member. The superintendent of banks, his agents and employees, are authorized to furnish to the federal home loan bank board, to any federal home loan bank, or to the duly appointed examiners of either, such copies of instruments concerning any such association, or to disclose to them any information with reference to the condition or affairs thereof, as they may require. Any association joining or associating itself with a federal home loan bank is authorized to borrow money, in any amount from such bank, and to assign, pledge and hypothecate any of its assets, in such amount as may be required by said bank as security therefor, and shall have and exercise all powers which are conferred upon any member association in such federal home loan bank by the provisions of the federal home loan bank act and the regulations of the federal home loan bank board. Any association may subscribe to the shares of any federal savings and loan association domiciled in this state, and may pay for such shares in cash or by the transfer of assets of the subscriber association approved by the federal home loan bank board in writing.

That the title be amended to read:

#### AN ACT

Relating to building and loan associations, and amending section 618, Revised Code of 1928, as amended.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

#### USE OF COPPER ON GOVERNMENT PROJECTS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Joint Memorial No. 1, by Mr. Wieden, relating to use of copper on government projects.

The Memorial was placed under the order of business third reading of bills.

#### BOND OF MINE OPERATORS

Mr. Smith moved that Senate Bill No. 23, by Mr. Smith, relating to bond of mine operators, be withdrawn from the Committee on Style, Revision and Compilation and re-referred to the Committee on Mines and Mining. The motion was agreed to.

#### INVESTIGATION OF STATE TAX COMMISSION

By unanimous consent, Senate Joint Resolution No. 1, by Mr. Angus, relating to investigation of state tax commission, was read the second time by number and title.

The President put the question, "Shall the Resolution be engrossed and have a third reading?" which was decided in the affirmative, and the Resolution was referred to the Committee on Enrolling and Engrossing.

BUILDING AND LOAN ASSOCIATIONS

By unanimous consent, Senate Bill No. 5, by the Committee on Banking and Insurance, relating to building and loan associations, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?" which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

USE OF COPPER ON GOVERNMENT PROJECTS

Senate Joint Memorial No. 1, by Mr. Wieden, relating to use of copper on government projects, was read the third and final time, and passed on roll call, which resulted: Ayes 18, not voting 1, as follows:

AYES

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Truman
Dalton	Moore	Wieden
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President

NOT VOTING

Stanton

The President announced the signing in open session of Senate Joint Memorial No. 1, by Mr. Wieden, relating to use of copper on government projects.

COMMITTEE OF THE WHOLE

Mr. Angius moved that the Senate resolve itself into Committee of the Whole for the consideration of bills on the Calendar. The motion was agreed to, and (at 10 o'clock and thirty-seven minutes, a. m.) the Senate resolved itself into Committee of the Whole, with Mr. Wieden in the chair.

At 11:55 o'clock, a. m., the Committee of the Whole arose.

ADJOURNMENT

Mr. Angius moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 12 o'clock, noon) the Senate adjourned until tomorrow, January 29, 1937, at 10 o'clock, a. m.

W. J. GRAHAM,  
Secretary.

PAUL C. KEEFE,  
President.

## FRIDAY, JANUARY 29

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Truman
Dalton	Moore	Wieden
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President

The President announced that Mr. Stanton had been excused.

### THE JOURNAL

By unanimous consent the reading of the Journal of Thursday, January 28, 1937, was dispensed with, and the Journal was approved.

### MESSAGES FROM THE HOUSE

Messages from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed the following:

House Bill No. 39, entitled: "An act relating to the improvement of the state fair grounds, and amending section 2, chapter 6, session laws of 1936, first special session."

House Bill No. 40, entitled: "An act making an appropriation for the continuation of work on the improvement of the state fair grounds."

House Joint Resolution No. 2, relating to celebration of the adoption of the constitution of the United States, and providing for a commission to arrange therefor.

### FEDERAL LEASING ON MINING PROPERTY

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Joint Memorial No. 3, by Mr. Smith, relating to the proposed federal leasing on mining property.

### REPORT OF THE COMMITTEE OF THE WHOLE

Mr. Wieden, for the Committee of the Whole, reported Senate Bill No. 10, by Mr. Rienhardt, relating to number of signatures on nomination papers; Senate Bill No. 41, by Mr. Jones, relating to gross income tax; Senate Bill No. 22, by Mr. Rienhardt, relating to the Kerby-Frohmler judgment; Senate Bill No. 12, by Mr. Rienhardt, relating to service of writs of garnishment; and House Bill No. 13, relating to nepotism.

The recommendations of the Committee were:

That Senate Bill No. 10 be amended as follows:

In line 9, page 1, following the word "least" insert the words "each of";

and as so amended the Bill do pass.

That Senate Bill No. 41 be amended as follows:

In the title of the Act, after the figures "1933" add the following: "First Special Session";

In line 2, page 1, after the figures "1933" add the following: "First Special Session";

On page 4, line 72, after the figures "1933" insert "First Special Session";

and as so amended the Bill do pass.

That Senate Bill No. 22 be indefinitely postponed.

That Senate Bill No. 12 be amended as follows:

The officer may deposit a copy of the writ of garnishment in the post office, registering it, directed to the garnishee at his place of residence; and on return through the post office of the registry receipt thereof, shall attach such registry receipt to an affidavit showing that the envelope was addressed to the garnishee at his place of residence; that it was registered and mailed; that it contained a copy of the writ of garnishment; that the attached registry receipt is the genuine receipt therefor, and the date of the delivery of the writ of garnishment as shown by the said registry receipt, whereupon such affidavit shall be prima facie evidence of personal service of said writ of garnishment as of the date of delivery, and shall be of like force and effect as though personally served, and such service shall be deemed complete as of the date of delivery;

Section 4263, line 8, after the figures "1465" strike the words "of this" and insert in lieu thereof "Revised" and following the word "Code" insert "Arizona 1928";

and as so amended the Bill do pass.

That House Bill No. 13 do not pass.

Mr. Wieden moved the adoption of the report. The motion was agreed to.

Senate Bill No. 10 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 41 was referred to the Committee on Style, Revision and Compilation.

The President put the question, "Shall Senate Bill No. 22 be indefinitely postponed", which was decided in the affirmative on roll call, which resulted: Ayes 9, Noes 8, not voting 2, as follows:

AYES

Angius  
Babbitt

Harrison  
Hunt

Moore  
Patterson

Baker	Kelly	The President
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## NOES

Dalton	Pomeroy	Wieden
Jones	Rienhardt	Wiltbank
McEachren	Truman	

## NOT VOTING

Smith	Stanton
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Senate Bill No. 12 was referred to the Committee on Style, Revision and Compilation.

The President put the question, "Shall House Bill No. 13 pass?", which was decided in the negative on roll call, which resulted: Ayes 7, Noes 10, not voting 2, as follows:

## AYES

Angius	McEachren	The President
Babbitt	Patterson	
Kelly	Truman	

## NOES

Baker	Jones	Wieden
Dalton	Moore	Wiltbank
Harrison	Pomeroy	
Hunt	Rienhardt	

## NOT VOTING

Smith	Stanton
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## INTRODUCTION AND FIRST READING OF BILLS

Mr. Truman introduced Senate Bill No. 61, entitled: "An act for the relief of Pinal County".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Kelly introduced Senate Bill No. 62, entitled: "An act relating to the highway patrol, and amending section 1672a, Revised Code of 1928 (section 1, chapter 104, Session Laws of 1931, as amended)".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

House Bill No. 39, entitled: "An act relating to the improvement of the state fair grounds, and amending section 2, chapter 6, Session Laws of 1936, first special session", was, by unanimous consent, read the first time by number and title, and was laid over for one day.

House Bill No. 40, entitled: "An act making an appropriation for the continuation of work on the improvement of the state fair grounds", was, by unanimous consent, read the first time by number and title, and was laid over for one day.

House Joint Resolution No. 2, relating to celebration of the adoption of the constitution of the United States, and providing for a commission to arrange therefor, was, by unanimous consent, read the first time by number and title, and was laid over for one day.

## REFERENCE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 50, by Mr. Smith, relating to obtaining labor by false pretense, to the Committee on Labor and Capital.

Senate Bill No. 51, by Mr. Patterson, relating to construction of buildings at state prison, to the Committee on Appropriations.

Senate Bill No. 52, by Mr. Kelly, relating to extension of time for educational institutions to borrow money or issue bonds, to the Committee on Banking and Insurance.

Senate Bill No. 53, by Mr. Kelly, providing that bonds issued by any municipality under this act shall not be a debt of the municipality, to the Committee on Banking and Insurance.

Senate Bill No. 54, by Mr. Kelly, relating to refinancing of revenue-producing works, to the Committee on Banking and Insurance.

Senate Bill No. 55, by Mr. Kelly, relating to extension of time for counties, cities, towns, and school districts to borrow money or issue bonds, to the Committee on Banking and Insurance.

Senate Bill No. 56, by Mr. Kelly, relating to housing authorities law, to the Committee on Banking and Insurance.

Senate Bill No. 57, by Mr. Kelly, relating to housing cooperation law, to the Committee on Banking and Insurance.

Senate Bill No. 58, by Mr. Kelly, relating to exemption of housing authorities property and bonds from taxation, to the Committee on Banking and Insurance.

Senate Bill No. 59, by Mr. Kelly, relating to extension of time for cities and towns to borrow money or issue bonds, to the Committee on Banking and Insurance.

Senate Bill No. 60, by Mr. Kelly, relating to validation of bonds, etc., for public works projects, to the Committee on Banking and Insurance.

House Bill No. 12, relating to ballots for voting machines, to the Committee on Suffrage and Elections.

House Bill No. 21, relating to state teachers' colleges, to the Committee on State Institutions.

House Bill No. 25, relating to security for wages in mining industry, to the Committee on Labor and Capital.

## ARIZONA COPPER TARIFF BOARD

Mr. McEachren, for the Committee on Appropriations, reported House Bill No. 33, relating to Arizona copper tariff board, with the recommendation that the Bill do pass.

Mr. McEachren, a Senator from Gila, was designated as manager of the Bill.

Mr. McEachren moved that the rules be suspended and House Bill No. 33 be placed under the order of business second reading of bills for today. The motion was agreed to.

#### ACTIONS FOR FORECLOSURE

Mr. Patterson, for the Committee on Judiciary, reported House Bill No. 1, relating to actions for foreclosure.

Mr. Babbitt, Mr. Smith, Mr. Rienhardt, Mr. Truman and Mr. Hunt, a majority of the Committee, recommended that the Bill be amended as follows:

After the word "than" in the last line of paragraph 2, strike "March 4, 1939", and insert in lieu thereof "March 4, 1938",

and as so amended the Bill do pass.

Mr. Baker, a minority of the Committee, recommended that the Bill do pass without amendment.

Mr. Rienhardt, a Senator from Gila, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### MOTOR VEHICLE REGULATIONS

Mr. Smith, for the Committee on Highways and Bridges, reported Senate Bill No. 16, by Mr. Smith and Mr. Dalton, relating to motor vehicle regulations, with the recommendation that the Bill be amended as follows:

Line 10, section 1, following the word "department" insert the following: "an office in each county of the state";

Line 7, page 4, section 2, following the word "application" strike the balance of line 7 and all of line 8 through the word "division", (the following words being stricken "or otherwise, under such rules and regulations as may be promulgated by the vehicle division."), and insert the following "which shall consist of two 'driveout' number plates of a distinctive type to be supplied by a licensed dealer of the division, which shall be attached to the front and rear of such vehicle, and at the expiration of fifteen days such plates shall be surrendered to the division and regular license plates affixed to the vehicle; and such dealer issuing such 'driveout' number plates shall, on the day of the issuance thereof, notify the local peace officers and the nearest highway patrolman, and shall be guilty of a misdemeanor if he fails to do so; any such officer or officers shall, on the 16th day after the issuance of such plates, if the same be not surrendered, seize and impound the said

vehicle and hold it until such regular license plates are procured and placed thereon and the owner of such vehicle shall be guilty of a misdemeanor, provided however, that in the case of a foreign registration or other emergency, the division shall have the right to extend said time, so as to allow time for clearance of title and registration.”;

Line 7, page 6, section 3, strike the word “sale” and insert in lieu thereof the word “title”;

Line 13, page 12, section 8, strike all after the word “year”;

Strike lines 14, 15, 16 and 17 on page 12, section 8, (the following being stricken “for such time to be prescribed by the vehicle division as it may find necessary for issuance of new plates. The vehicle division may, upon request, issue to such applicant a certificate or card showing the applicant’s right to use such number plates.”), and the following be inserted in lieu thereof: “for a period not to exceed thirty days”;

That Senate Bill No. 16 be considered jointly with Senate Bill No. 17 by the Committee of the Whole; and as so amended the Bill do pass.

Mr. Smith, Mr. Rienhardt and Mr. Dalton were designated as managers of the Bill.

The Bill, accompanied by the report of the Committee on Highways and Bridges, was placed on the Calendar of the Committee of the Whole.

#### SAFETY ON HIGHWAYS

Mr. Smith, for the Committee on Highways and Bridges, reported Senate Bill No. 17, by Mr. Smith and Mr. Dalton, relating to safety on highways, with the recommendation that the Bill be amended as follows:

In section 18, page 36, line 14, strike all of lines 14, 15 and 16 through the word “public”, the following language being stricken: “such additional regulations governing the transportation of explosives and inflammables by vehicles upon highways as he deems advisable for the protection of the public,” so that said paragraph as amended will read as follows: “The motor vehicle superintendent shall promulgate and shall publish a list of explosives and inflammables coming within the prohibition of this section.”

In section 20, page 28, line 18, following the word “county” insert the following “or other nearest available officer”.

That Senate Bill No. 17 be considered jointly with Senate Bill No. 16 by the Committee of the Whole.

Mr. Smith, Mr. Rienhardt and Mr. Dalton were designated as managers of the Bill.

The Bill, accompanied by the report of the Committee on Highways and Bridges, was placed on the Calendar of the Committee of the Whole.

#### RELIEF OF B. M. ATWOOD AND J. E. DeSOUZA

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 2, by Mr. Pomeroy and Mr. Jones, relating to the relief of B. M. Atwood and J. E. DeSouza, with the recommendation that the Bill be amended as follows:

Section 1. DIRECTION TO MARICOPA COUNTY BOARD OF SUPERVISORS. The board of supervisors of Maricopa county is hereby authorized and directed to pay forthwith to James E. DeSouza, the sum of four hundred dollars.

Sec. 2. BASIS OF CLAIM. Said sum shall be in full satisfaction of the claim of James E. DeSouza for reimbursement for the payment of expenses necessarily incurred in the defense of that certain law suit wherein the claimant was a defendant, which arose out of an accident on the Nogales-Tucson highway on July 7, 1932, while said James E. DeSouza was acting for and in the course of his employment by Maricopa county.

Sec. 3. ITEM TO BE BUDGETED. In the event that there are no funds available in the treasury of Maricopa county for the payment of said sum, the board of supervisors of said county shall include in its next annual budget, or estimate of expenditures, an item for the payment of the same.

That the title be amended to read:

#### AN ACT

For the relief of James E. DeSouza, and directing the board of supervisors of Maricopa county to reimburse said James E. DeSouza for the payment of expenses incurred in the defense of litigation.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to.

Mr. Pomeroy moved that the word "forthwith" in section 1, following the word "pay" in the above amendment be deleted. The motion was agreed to.

#### BUILDING AND LOAN ASSOCIATIONS

Mr. Pomeroy for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 5, by the Committee on Banking and Insurance, relating to building and loan associations.

The Bill was placed under the order of business third reading of bills.

#### INVESTIGATION OF STATE TAX COMMISSION

Mr. Pomeroy, for the Committee on Enrolling and Engrossing,

reported as properly engrossed Senate Joint Resolution No. 1, by Mr. Angius, relating to investigation of state tax commission.

The Bill was placed under the order of business third reading of bills.

RELIEF OF B. M. ATWOOD AND J. E. DeSOUZA

By unanimous consent, Senate Bill No. 2, by Mr. Pomeroy and Mr. Jones, relating to the relief of B. M. Atwood and J. E. DeSouza, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

ARIZONA COPPER TARIFF BOARD

By unanimous consent, House Bill No. 33, relating to Arizona copper tariff board, was read the second time by number and title.

Mr. McEachren moved that the rules be suspended and House Bill No. 33 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 17, not voting 2, as follows:

AYES

Angius	Jones	Rienhardt
Babbitt	Kelly	Truman
Baker	McEachren	Wieden
Dalton	Moore	Wiltbank
Harrison	Patterson	The President
Hunt	Pomeroy	

NOT VOTING

Smith	Stanton
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BUILDING AND LOAN ASSOCIATIONS

Senate Bill No. 5, by the Committee on Banking and Insurance, relating to building and loan associations, was read the third and final time, and passed on roll call, which resulted: Ayes 14, Noes 3, not voting 2, as follows:

AYES

Babbitt	Kelly	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Jones	Rienhardt	

NOES

Angius	Hunt	McEachren
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NOT VOTING

Smith	Stanton
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The President announced the signing in open session of Senate Bill No. 5, by the Committee on Banking and Insurance, relating to building and loan associations.

#### INVESTIGATION OF STATE TAX COMMISSION

Senate Joint Resolution No. 1, by Mr. Angius, relating to investigation of state tax commission, was read the third and final time, and failed to pass on roll call, which resulted: Ayes 8, Noes 9, not voting 2, as follows:

##### AYES

Angius	Hunt	Patterson
Babbitt	Jones	The President
Baker	Moore	

##### NOES

Dalton	McEachren	Truman
Harrison	Pomeroy	Wieden
Kelly	Rienhardt	Wiltbank

##### NOT VOTING

Smith	Stanton
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#### ARIZONA COPPER TARIFF BOARD

House Bill No. 33, relating to Arizona copper tariff board, was read the third and final time, and passed on roll call, which resulted: Ayes 17, not voting 2, as follows:

##### AYES

Angius	Jones	Rienhardt
Babbitt	Kelly	Truman
Baker	McEachren	Wieden
Dalton	Moore	Wiltbank
Harrison	Patterson	The President
Hunt	Pomeroy	

##### NOT VOTING

Smith	Stanton
-------	---------

The President announced the signing in open session of House Bill No. 33, relating to Arizona copper tariff board.

#### ADJOURNMENT

Mr. Jones moved that the Senate adjourn until Monday at 10 o'clock, a. m. The motion was agreed to, and (at 11 o'clock a. m.) the Senate adjourned until Monday, February 1, 1937, at 10 o'clock, a. m.

W. J. GRAHAM,  
Secretary.

PAUL C. KEEFE,  
President.

**MONDAY, FEBRUARY 1**

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Jones	Smith
Babbitt	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President

The President announced that Mr. Kelly had been excused.

**THE JOURNAL**

By unanimous consent the reading of the Journal of Friday, January 29, 1937, was dispensed with, and the Journal was approved.

**EXECUTIVE SESSION**

Mr. Angius moved that the Senate resolve itself into open executive session for the consideration of executive business. Mr. Patterson offered a substitute motion, that the Senate resolve itself into closed executive session. The motion was agreed to, and (at 10 o'clock and twenty-five minutes, a. m.) the Senate convened in closed executive session.

By unanimous consent, (at 11 o'clock and forty minutes, a. m.) the closed executive session was dissolved.

Mr. Smith arose to a point of personal privilege, and requested that the Senate Journal show that appointments of John M. Scott and R. G. Langmade were appointments of Governor R. C. Stanford and were made by said Governor without the advice of the Senate as is contemplated by section 1557, Revised Code of Arizona, 1928.

Mr. Angius arose to a point of personal privilege, and requested that the Senate Journal show that he had voted in opposition to the confirmation of appointment of both Mr. Scott and Mr. Langmade.

Mr. Patterson arose to a point of personal privilege, and requested that the Senate Journal show the following explanation of his vote on the confirmation of appointment of Mr. Scott and Mr. Langmade:

Mr. President:

With permission given to explain my vote upon the confirmation of Mr. Langmade and Mr. Scott for the office of Highway Commissioner, I wish for the record to show that I voted for the confirmation of Mr. Scott and against the confirmation of Mr. Langmade.

I wish for the record to show further that in the executive session I requested that an opportunity be given that we might ascertain whether or not Mr. Scott was a close relative of Mr. Martin, the oil operator in Phoenix, Arizona. This opportunity was denied me. Accordingly, I was compelled to give Mr. Scott the benefit of the doubt and vote for him as I did not have before me any other data upon which to vote against his confirmation. Had I been able to determine beyond a doubt that Mr. Scott was an intimate relative of Mr. Martin, I should have been compelled to have voted against his confirmation for the reason that it is not proper to confirm Mr. Langmade, who is the attorney for Mr. Martin, and also confirm the appointment of an intimate relative. To my mind this would not promote a healthy condition in our Highway Department.

I do not agree with the Senators who state that the appointment of a Highway Commissioner is solely the responsibility of the Governor in view of the Governor's statement that if the Senate did not confirm these appointments he would refuse to submit other names and appoint these gentlemen when the Senate had adjourned. I believe it is as much the duty of the Senators as it is of the Governor to see that honest and qualified men are appointed to these positions; and, if we do not agree with the Governor, it is our duty to vote for the best interests of the people of this state, and reject the appointments by refusing to confirm.

#### USE OF COPPER ON GOVERNMENT PROJECTS

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Joint Memorial No. 1, by Mr. Wieden, relating to the use of copper on government projects.

#### FEDERAL LEASING ON MINING PROPERTY

The President laid before the Senate a communication from the Governor giving notice that Senate Joint Memorial No. 3, by Mr. Smith, relating to the proposed federal leasing on mining property, had been forwarded to the Secretary of State with the Governor's approval.

#### USE OF COPPER ON GOVERNMENT PROJECTS

The President laid before the Senate a communication from the Governor giving notice that Senate Joint Memorial No. 1, by Mr. Wieden, relating to the use of copper on government projects, had been forwarded to the Secretary of State with the Governor's approval.

#### ARIZONA HIGHWAYS

The President laid before the Senate communications from The Curtis Publishing Company and Ford Motor Company ac-

knowledging receipt of Senate Resolution No. 1, by Mr. Pomeroy, relating to Arizona highways, adopted by the Senate on January 22, concerning a certain advertisement of the Ford Motor Company appearing in The Saturday Evening Post. Both companies assured the Senate that no reflection was meant on Arizona's highways, and there was no intention to slight the state of Arizona, nor convey the impression that Arizona highways were not on a par with its sister states.

ARIZONA BOULDER DAM POWER COMMISSION

The President laid before the Senate the report of the Arizona Boulder Dam Power Commission, which was read as follows:

- To The Honorable  
 R. C. STANFORD,  
 Governor of Arizona
- Paul C. Keefe,  
 President of the Senate
- Vernon G. Davis,  
 Speaker of the House
- and

MEMBERS OF THE THIRTEENTH LEGISLATURE:

In accordance with House Joint Resolution No. 4, Regular Session, Twelfth Legislature and House Concurrent Resolution No. 3, First Special Session of the Twelfth Legislature, the accompanying Report and Proposed Legislative Act are respectfully submitted and the discharge of your Commission is respectfully asked.

ARIZONA BOULDER DAM POWER COMMISSION

- M. J. DOUGHERTY,  
 Chairman.
- D. E. RIENHARDT,  
 Vice-Chairman.
- I. M. CLAUSEN,  
 Secretary.

January  
 26, 1937

REPORT

OF THE BOULDER DAM POWER COMMISSION  
 JOINT HOUSE RESOLUTION NO. 4, MARCH 19, 1935  
 STATE OF ARIZONA

TO THE HONORABLE GOVERNOR AND LEGISLATURE OF  
 THE STATE OF ARIZONA:

Joint house resolution No. 4 was passed by the Regular Session of the 12th Legislature and approved by the Governor of the State of Arizona, March 19th, 1935. Such Resolution reads as follows:

## HOUSE JOINT RESOLUTION NO. 4

(DIRECTING THE GOVERNOR AND/OR SUCH COMMISSION AS HE MAY APPOINT TO SPONSOR AND PROSECUTE AN APPLICATION FOR FEDERAL FUNDS FOR THE CONSTRUCTION OF A MAIN ELECTRIC ENERGY TRANSMISSION LINE AS A PUBLIC WORKS PROJECT, FROM PARKER, ARIZONA, THROUGH THE CENTRAL PORTION OF THE STATE INCLUDING YUMA, MARICOPA, PINAL, GILA, PIMA, COCHISE, SANTA CRUZ AND YAVAPAI COUNTIES, TO BISBEE, ARIZONA AND/OR SUCH OTHER SOUTH CENTRAL TERMINUS AS MAY BE DESIRABLE.)

WHEREAS, Motive power is an essential requirement of this industrial age; and

WHEREAS, Arizona has no developed coal, gas or oil deposits, and

WHEREAS, for the development of the industrial life of the state and for the development of its agricultural resources, it is essential that electric energy be supplied to the public at a reasonable economic price, and

WHEREAS, abundant electrical energy will be developed at Boulder Dam on the Colorado River and there will be available to the State of Arizona at a point adjacent to Parker, Arizona, at a reasonable and economic price a proportional quantity of such electrical energy, and

WHEREAS, the construction of necessary transmission lines and the transmission of electrical energy thereby are feasible and economic under modern operating conditions, and

WHEREAS, the President of the United States has recommended to the Federal Congress an appropriation of \$4,800,000,000, for the construction of necessary Public Works, and

WHEREAS, the construction of a main transmission line for the transmission of electrical energy through the industrial and agricultural portions of the state will enable all other portions of our Commonwealth to avail themselves of the benefits flowing therefrom by the construction of lateral transmission lines, and

WHEREAS, There is a large and pressing demand for electrical energy at a reasonable and economic price within the State of Arizona and such electrical energy is essential to promote the interests of the state and its citizens.

NOW, THEREFORE BE IT RESOLVED:

1. That the Governor and/or such commission of citizens as he may appoint without cost or expense to the State of Arizona be authorized and directed to file forthwith with the President of the United States and/or such other designated agencies of the Federal Government as may be involved, an application in behalf of the State of Arizona, for the construction as a Public Work, or a main transmission line for the transmission of electrical energy developed by the Boulder Dam through the central portion of Arizona including Yuma, Maricopa, Pinal, Pima, Cochise, Santa Cruz and Yavapai

and/or such other counties as may be economically and advantageously reached, to some suitable terminus adjacent to the Southern boundary of the State.

2. That our Senators and Representatives in Congress be respectfully requested to cooperate in securing use of available Federal funds, the necessary moneys for the carrying out of the purposes and objects of this Resolution.

3. That a copy of this Resolution be furnished to each and all of the persons and officials concerned.

Passed by the Senate March 16, 1935.

Passed by the House March 6, 1935.

Approved March 19, 1935.

B. B. MOEUR,  
Governor.

Pursuant to the foregoing resolution, Hon. B. B. Moeur, then Governor of the State of Arizona, appointed as members of such Boulder Dam Power Commission, M. J. Dougherty, Mesa, Arizona; Senator Daniel E. Rienhardt, Globe, Arizona, and I. M. Clausen, Tucson, Arizona.

The appointed members immediately met and organized as such Commission by electing M. J. Dougherty, Chairman; Senator Daniel E. Rienhardt, Vice-Chairman and I. M. Clausen, Secretary.

On November 23, 1936, the First Special Session of the 12th Legislature passed and adopted House Concurrent Resolution No. 3 as follows:

#### REQUESTING REPORTS ON THE QUESTION OF TRANSMISSION OF POWER FROM BOULDER DAM.

WHEREAS, eighteen percent of the firm energy generated at Boulder Dam has been allotted to the State of Arizona; and

WHEREAS, House Joint Resolution No. 4, Twelfth Legislature, Regular Session, directed the Governor and such commission as he might appoint, to sponsor and prosecute an application for federal funds for the construction of a main transmission line and feeders, in order that power from said source might be said available through Arizona; and

WHEREAS, the Governor appointed a Commission consisting of Hon. M. J. Dougherty, Chairman; Senator Daniel E. Rienhardt and I. M. Clausen; and

WHEREAS, this Commission thoroughly investigated the possibilities of procuring federal funds and endeavored to get the same; and

WHEREAS, the States of Nevada and California have secured federal funds for the purpose of constructing transmission lines for power from Boulder Dam; and

WHEREAS, the findings of the Commission appointed by the Governor were so encouraging that a group of public-spirited citizens from all parts of the State formed an organization known as

the Boulder Dam Power Transmission Association of Arizona to further the construction of a state-wide transmission system for Arizona's share of Boulder Dam power; and

WHEREAS, the introduction of low-cost power will greatly stimulate mining, agriculture, manufacturing and industry, and will increase the taxable wealth and make possible the addition of a large population; and

WHEREAS, the studies and activities of both the Commission appointed by the Governor and the Boulder Dam Power Transmission Association would be valuable to the Thirteenth Legislature; therefore

BE IT RESOLVED by the House of Representatives of the State of Arizona, the Senate concurring:

1. That the Commission appointed by the Governor and the Boulder Dam Power Transmission Association are requested to Report their findings to the Thirteenth Legislature, immediately upon its convening in January, to the end that no time may be lost in securing for the citizens of this State benefits to be enjoyed from the use of Boulder Dam power.

Adopted by House, Nov. 20, 1936.

Adopted by Senate, Nov. 23, 1936.

Approved Nov. 23, 1936.

This report is made pursuant to the foregoing resolutions and in accordance with the requests thereby made:

#### I. WORK DONE

Pursuant to recommendation and advice of the Commission, the Chairman at his own expense, on two occasions, made trips to Washington, D. C., for the purpose of filing applications as enjoined by the resolution, and for the enlistment of the aid of Senator Henry F. Ashurst, Senator Carl Hayden and Representative Isabella Greenway.

It will be remembered that Section 5, Article IX of our State Constitution limits the incurable indebtedness of the State of Arizona to an amount not exceeding \$350,000.00 except in instances not of materiality here.

The Federal Authorities advised that since no person or body had been authorized by the Legislature to bind the State of Arizona in such contractual matter; and since the project would cost far in excess of the permissible debt limitations of the State of Arizona it would be useless to file an application for a loan and suggested that the State, through its Legislature, create the necessary "Authority" for filing an appropriate application and committing the State to the obligations and liabilities that would necessarily flow from any contract made under such application.

Our Senators and Representative advised that until the proper steps had been taken as suggested by Federal Authorities, they could be of no material aid. The Federal Authorities conferred with were receptive to the consideration of a plan for making Boulder Dam Power available to the inhabitants of Arizona through

the medium of a State owned and operated main transmission line, but for the reasons stated were then unable to entertain any proposition.

Our Senators and Representative were co-operative, diligent and helpful to the representative of the Commission in all matters pertaining to the project, but similarly because of legal obstacles, could not assist the Commission further.

On its organization, your power commission wrote the Chairman of the Colorado River Commission, assurances of its desire to cooperate with such River Commission to the end that no confusion or conflict might arise and also conferred, in the Governor's office, with the Hon. B. B. Moeur, Governor, and the Colorado River Commission, reporting the results of its efforts, the obstacles confronting your Power Commission and suggested the creation of a Power Line Authority to operate and administer the proposed power line; and to file and prosecute the proper application either with the Reconstruction Finance Corporation, the Reclamation Commissioner of the Department of the Interior and/or such other Federal Agencies as might seem advisable. Your Power Commission also volunteered to resign and permit the Colorado River Commission, which possessed appropriated funds, a clean field to undertake its work.

Thereafter your Power Commission undertook to ascertain the controlling factors of the Electrical Power situation in Arizona and the attitude of the Inhabitants of the State respecting such a project. As a result of public meetings held with representative citizens of Arizona in Phoenix, Tucson, Bisbee, Mesa, Tombstone, Globe and other places The Boulder Dam Power Transmission Association of Arizona, hereinafter referred to as the Association was organized at Phoenix, Arizona, May 29, 1936.

This Association functions through the medium of Districts, Chapters and Headquarters throughout Arizona and is State-wide in its work and scope. Your Power Commission did not feel it was authorized to accept voluntary contributions of funds for its work but that citizens of the State might cooperate through the medium of the Association above mentioned. This Association in cooperation with your Power Commission has assembled much pertinent data and information concerning the establishment of the proposed Boulder Power Transmission line and is filing of even date herewith a report of its activities and findings for the information of the Governor and Legislature.

On December 14th, 1934, the Third Special Session of the 11th Legislature of Arizona passed Senate Bill 9, (Chapter 11, Session Laws of the Third Special Legislature, 11th Legislature 1934). This piece of legislation—cited as "The Revenue Bond Act of 1934" provides for the issuance of bonds, payable out of a special fund created by the earning or returns of a self-liquidating project or enterprise. The Act is applicable only to cities and towns, but pointed a way to overcome the constitutional debt limitations by the enactment of legislation applicable to the state as well as to the municipalities, provided the Supreme Court of the State of Arizona should follow in line with the decisions of the Supreme Court of numerous other states that Revenue Bonds payable out of a special fund created by the earnings or returns of a self-liquidating enterprise do not constitute a debt within the consti-

tutional limitations of Section 5, Article IX, of the constitution of Arizona cited ante.

Your Commission was without funds to present this question in a proper case to our Supreme Court, but fortunately the same question arose under Senate Bill No. 9 mentioned ante herein.

This question was an obstacle to the closing of application for loans from the Public Works Administration by Mesa and Safford, and for the purpose of determining this question two cases were appealed to the Supreme Court of the State of Arizona (Guthrie vs. City of Mesa) (Crandall vs. Town of Safford). The chairman of your Commission appeared as counsel in both cases and in both cases the decisions of our Supreme Court were favorable and established the proposition of law that such bonds, payable out of a special fund, do not constitute an indebtedness within the purview of our constitution. These cases also established related questions of primary importance and cleared the way for the legislation proposed in the Act submitted herewith.

Upon the rendering of these decisions and upon the advice of your Commission, your chairman conferred further with Federal Authorities with a view to the presentation and submission to the Honorable Legislature of the State of Arizona of the necessary legislation to effectuate the original purpose of the Legislature in appointing your Power Commission.

This Act in question which is filed herewith (Exhibit "A") is similar to the Revenue Bond Act of 1934 adapted to the special situation and is in line with legislation passed by the Federal Congress creating the Tennessee Valley Authority and the numerous acts passed by various states under the advice and assistance of the United States Attorney General's Office for obtaining the loan of Federal funds for like projects.

The Act, as explained, is a composite of the various pieces of legislation enacted in recent years by the Federal and several state Governments to provide the necessary mechanics—including Revenue Bonds as evidence of loan—for the inauguration of Public Works payable out of a "Special Fund" without imposing any tax or other pecuniary liability upon the State Government, and for which your Commission claims no special authorship other than an adaptation of the multiple provisions of the various acts to the special situation in Arizona.

The state agency to be created, is referred to herein as the "Power Authority" and its function may be assimilated to that of a Board of Directors of a private corporation—with necessary modifications.

The purposes of this report and the accompanying report of The Boulder Dam Power Association are to assist the Legislature in arriving at the proper conception of the problems involved. These we will attempt to set out hereinafter.

## II. THE DEVELOPMENT OF ARIZONA

Obviously, in the modern American State there are many interdependent social and industrial units and forces constituting the complex economy of today. In-so-far as sovereignty and in-

dustrial development is concerned, Arizona may properly be regarded as a pioneer state but rich in natural resources. Its temporary handicaps—remedial by concerted public action are:

- (1) Relatively small taxable wealth;
- (2) No discovered coal, gas or oil;
- (3) High freight rates;
- (4) Relatively high power cost in an industrial age when power is the life blood of industry;
- (5) Substantially no manufacturing plants;
- (6) Unconnected and isolated social communities and centers.

To offset these handicaps, if they may be so considered, the resources of the State are many—among others these may be mentioned:

- (1) Vast acreages of fertile undeveloped land suitable to the production of semi-tropical products;
- (2) Rich copper, silver and gold mines;
- (3) A vast area of commercial timber;
- (4) A superior staple cotton;
- (5) A large wool cut;
- (6) A potential water power second to few states of the Union.

While there is an interdependent connection between these various resources, we are here concerned most intimately with electrical energy.

### III. PRESENT POWER CAPACITIES

With reference to the present power situation in Arizona, your Commission attempted to obtain power production in kilowatt hours from each of the various plants in Arizona, for the past ten years. That period was taken because of the fact that there was a great decrease in power demand during the depression years from 1930 to 1935, inclusive, and to take a shorter period would not give a correct power production picture of Arizona.

As nearly as we could ascertain, the following is an enumeration of electrical power producing plants in the State of Arizona, their location and power produced, divided into proper classes:

TABLE NO. 1

INSTALLED CAPACITIES ELECTRIC GENERATING PLANTS IN  
ARIZONA NOVEMBER, 1934

Town or Place	Owner	CAPACITIES IN HORSEPOWER			Totals
		Steam	Hydro	Internal Combstn	
PRIVATELY OWNED					
PUBLIC SERVICE CORPORATIONS:					
Naco	Ariz. Edison Co. ....	1,070	.....	2,140	
Douglas	“ .....	440	.....	1,200	
Benson	So. Ariz. Pub. Serv. Co. ....	.....	.....	270	
Willcox	“ .....	.....	.....	160	
Nogales	Pub. Utilities Cons.....	.....	.....	1,740	
Tucson	Tucson Gas Elec. Lt. & Pwr. Co. ....	480	.....	15,900	
Duncan	Duncan Utilities Co... ..	.....	.....	175	
Safford	Ariz. Gen. Utilities Co. ....	.....	.....	1,170	
Florence	Arizona Edison Co. ....	.....	.....	67	
Coolidge	“ .....	.....	.....	360	
Casa Grande	“ .....	.....	.....	880	
Globe	“ .....	860	.....	940	
Miami	“ .....	.....	.....	910	
Phoenix	Cent'l Ariz. Lt.&Pwr. Co. ....	670	.....	.....	
Phoenix (4 mi. West)	“ .....	25,150	.....	.....	
Gila Bend	Ariz. Edison Co. ....	.....	.....	275	
Yuma	“ .....	240	.....	2,140	
Parker	So. Sierras Pwr. Co.....	.....	.....	120	
Kingman	Pub. Util. Cons. ....	7,250	.....	.....	
Prescott	Arizona Power Co. ....	320	.....	180	
Tapco	“ .....	11,400	.....	.....	
Irving	“ .....	.....	2,140	.....	
Childs	“ .....	.....	7,250	.....	
Flagstaff	Flagstaff Elec. Lt. Co. ....	870	.....	.....	
Winslow	Arizona Elec. Pwr. Co. ....	.....	.....	1,370	
Holbrook	Holbrook Lt&Pwr Co. ....	.....	.....	320	
Springerville	Round Valley Lt. & Pwr. Co. ....	.....	80	.....	88,537
		48,750	9,470	30,317	
MUNICIPAL PLANTS:					
Tombstone	Tombstone, Town of..	.....	.....	245	
Wickenburg	Town of Wickenburg	.....	.....	200	445
				445	
PRIVATE SERVICE PLANTS:					
Douglas	Phelps Dodge Corp. ....	12,860	.....	.....	
Bisbee	“ .....	5,000	.....	12,200	
Ft. Huachuca	U. S. Army .....	.....	.....	740	
Ajo	Phelps-Dodge Corp.....	26,800	.....	750	
Clifton & Morenci	“ .....	6,900	.....	7,750	

Miami	Miami Copper Co. ....	36,200	.....	.....
Miami	Inspiration Copper Co.	36,200	.....	.....
Globe	Old Dom'n'n C'p'r Co.	.....	.....	3,900
Superior	Magma Copper Co.	8,050	.....	.....
Hayden	Nevada Cons. Copper Co. ....	17,400	.....	.....
Christmas	Christmas Copper Co.	.....	.....	1,610
Clarkdale	United Verde Copper Co. ....	29,900	.....	.....
Clemenceau	United Verde Ext. Copper Co. ....	6,700	.....	.....
Phoenix & Vicinity	Miscellaneous .....	930	.....	910
Yuma	S'wstn Ice & Cold Stg. Co. ....	.....	.....	760
Swansea	Amer. Smelting & Refg. Co. ....	670	.....	.....
Seligman	Santa Fe Railway .....	200	.....	.....
Ash Fork	" .....	105	.....	.....
Bagdad	Arizona Bagdad Co....	.....	.....	860
Grand Canyon	Santa Fe Ry. ....	960	(Steam & Diesel)	.....
<b>PRIVATELY OWNED</b>				
<b>PUBLIC SERVICE CORPORATIONS:</b>				
Williams	Saginaw & Manistee Lbr. Co. ....	2,010	.....	.....
Flagstaff	Cady Lbr. Corporat'n	200	.....	.....
Flagstaff	State Teacher's C'l'ge	270	.....	.....
Winslow	Santa Fe Ry. ....	340	.....	2,140
Standard	Cady Lbr. Corp. ....	200	.....	.....
White River	U. S. Indian Service....	.....	100	.....
Ft. Apache	" .....	.....	100	.....
St. Johns	Nebo Power Company	.....	50	.....
McNary	Cady Lbr. Corp. ....	3,420	.....	.....
Tucson	Miscellaneous .....	860	.....	.....
Shumway	Snowflake & Taylor Irr. Dist. ....	.....	50	.....
				228,095

**PLANTS PRODUCING POWER AS A BY-PRODUCT OF IRRIGATION:**

Coolidge Dam	U. S. Ind. Irrig. Serv.	.....	16,750	.....
Roosevelt Dam	S. R. V. W. U. A.	.....	25,800	.....
Horse Mesa Dam	" "	.....	44,600	.....
Mormon Flat	" "	.....	11,700	.....
Stewart Mtn.	" "	.....	17,400	.....
Sou. Cons. Plant	" "	.....	2,680	.....
Chandler Plant	" "	.....	1,000	.....
Cross Cut Plant	" "	.....	7,040	.....
Arizona Falls Plant	" "	.....	1,420	128,390
<b>TOTALS FOR STATE</b> .....		243,965	138,160	62,382
<b>TOTAL INSTALLED HORSEPOWER</b> .....				445,467

Our investigation indicated that the total installed capacity in Arizona as of November, 1934, is approximately 445,467 horsepower.

Of this amount 228,095 horsepower is installed in private plants for their own use and 128,390 is produced as a by-product of irrigation. These two items total 356,485 H.P. of installed capacity as secondary to the principal business of the producer. In a number of cases, mining companies when operating at full capacity produce electricity as a by-product. In other cases, irrigation concerns synchronize the production of electricity with their use of water for irrigation purposes.

In both cases there is obviously uncertainty as to the production and amount of power generated. We have given capacities in full but this by no means implies that such maximum amount of electricity, or even any substantial part of it has been produced. When economic conditions do not justify the operating of mining plants and when regulation of water for irrigation purposes interferes with electrical energy production, power generation is curtailed or discontinued.

The total amount of dependable energy available for domestic and commercial uses in Arizona is approximately 88,982 horsepower under constant producing conditions.

The total amount for the entire section of Central Arizona, aside from such power as is a by-product of irrigation, is the capacity of the Steam Electric Plant located four miles West of Phoenix, viz.: 25,150 horsepower.

We have given maximum production possibilities. Because a concern is rated with a capacity of 100,000 installed horsepower it does not mean that this amount will be produced. As a matter of fact, we are creditably informed that only 25% to 30% of the rated capacity was produced by several of these types of plants during the past number of years.

Your Commission feels, as will be shown further herein, that the electric energy produced in Arizona at the present time is far below the demands which should be experienced under normal conditions and economic prices.

#### IV. COMPARATIVE PRICE OF ELECTRICAL ENERGY IN ARIZONA

The price of electrical energy in Arizona can best be considered by comparison with the price of electrical energy in other states and localities. The Federal Power Commission has made an exhaustive investigation and accumulated elaborate data in regard to electrical service in the various states.

Among the various records may be cited that of the Federal Power Commission's Electrical Survey in Arizona dated January 1, 1935, and designated State Report No. 24, Rate Series No. 2 hereinafter referred to as the Arizona Rate Survey. We regret that we do not have a sufficient number of these reports to supply originals but will attempt to substitute for this omission by pertinent quotations therefrom.

Two types of Electrical demands have been considered—resi-

dential and industrial. We will first discuss residential uses. Of the nature and amount of electricity consumed, the State Report has the following to say:

“Of the 13,350,000 residential customers using only lights and small appliances, careful studies showed that approximately 25 percent use 15 kilowatt-hours or less per month; 50 percent, 25 kilowatt-hours or less; and 75 percent, 40 kilowatt-hours or less. Twenty-five kilowatt-hours therefore represents the median average for this major class of consumers. For class II, using energy for lighting, small appliances and refrigeration combined, 100 kilowatt-hours was taken as an average monthly consumption; for class III, i.e., those who add cooking to the above, 250 kilowatt-hours was estimated to be the monthly consumption; and for class IV, consisting of those who heat water in addition, 500 kilowatt-hours was taken as the monthly average use.

The above quantities were consequently adopted as the basis of the reports, and the companies were requested to compute bills for these amounts and to file printed schedules in support of their figures. Such figures were carefully checked by the Survey staff and any changes submitted to company managements for comment.

These tables may therefore be looked upon as a reliable and official record compiled on the basis of standard and typical conditions. It is believed that any interested consumer can relate his own monthly bill to some one of the steps reported in the following tables in his own or some other community.”

With reference to the residential price charged in the different localities of Arizona classified by quantity of consumption, the State Report shows:

ELECTRIC RATE SURVEY—ARIZONA

Table No. 2—RANK OF COMMUNITIES FROM LOW TO HIGH BASED ON TYPICAL NET MONTHLY BILLS FOR 25, 100, AND 250 KILOWATT-HOURS FOR RESIDENTIAL SERVICE, JANUARY 1, 1935.

(Communities designated by (‡) have municipally owned and operated plants)

COMMUNITIES OF 25,000 POPULATION AND OVER

COMMUNITY	25 kwh	100 kwh	250 kwh
Phoenix .....	\$ 1.79	\$ 5.06	\$ 9.60
Tucson .....	1.85	5.60	10.10

COMMUNITIES OF 5,000 TO 10,000 POPULATION

Douglas .....	2.40	6.90	12.90
Bisbee .....	2.60	7.10	13.10
Globe .....	2.70	6.60	12.10
Miami .....	2.70	6.60	12.10
Morenci " .....	2.75	10.00	21.25
Nogales .....	3.00	7.10	11.60
Prescott .....	3.25	7.25	12.50

## COMMUNITIES OF 2,500 TO 5,000 POPULATION

Mesa † .....	1.90	5.30	9.85
Glendale x .....	2.01	5.37	9.60
Yuma .....	2.25	6.20	11.70
Ajo .....	2.60	7.10	13.10
Warren .....	2.60	7.10	13.10
Clarkdale .....	2.75	5.75	11.75
Jerome .....	2.75	5.75	11.75
Flagstaff .....	3.00	8.00	12.80
Superior .....	3.00	7.85	13.85
Winslow .....	3.00	7.00	13.00

## COMMUNITIES OF 1,000 TO 2,500 POPULATION

Chandler x .....	2.10	5.37	9.60
Tempe x .....	2.10	5.37	9.60
Hayden .....	2.71	5.86	11.86
Ray .....	2.71	5.86	11.86
Sonora .....	2.71	5.86	11.86
Clifton " .....	2.75	10.00	21.25
Buckeye x .....	3.23	7.44	10.35
Holbrook .....	3.25	8.50	13.50
Cottonwood .....	3.45	7.45	12.70
Safford .....	3.50	7.25	13.25
Solomonsville .....	3.50	7.25	13.25
Gasa Grande .....	3.52	7.27	14.77
Florence .....	3.52	7.27	14.77
Williams † .....	3.60	8.30	15.60
Kingman .....	3.75	7.00	11.00
Gila Bend .....	5.00	10.00	16.50

" Majority of customers served as company employees.  
x Bill shown includes 3½ percent tax.

A comparison of these prices with other portions of the United States is shown by Federal Power Commission Report dated January 1, 1935, Rate Series No. 3, hereinafter designated as U. S. Rate Series No. 3.

In the making of this comparison the United States is divided into ten main subdivisions with the enumerated states in each. The subdivisions, states and prices follow:

## AVERAGE TYPICAL NET MONTHLY BILLS FOR RESIDENTIAL SERVICE BY STATES &amp; GEOGRAPHICAL DIVISIONS AS OF JAN. 1st, 1935.

## DISTRIBUTION OF STATES BY GEOGRAPHIC DIVISIONS

DIVISION & STATE	AVERAGE BILL	DIVISION & STATE	AVERAGE BILL
	25 kwh		25 kwh
New England:		Middle Atlantic:	
Maine .....	\$ 2.21	New York .....	\$ 1.85
New Hampshire .....	2.37	New Jersey .....	2.20
Vermont .....	2.34	Pennsylvania .....	1.77
Massachusetts .....	1.73	East N. Central:	
Rhode Island .....	2.06	Ohio .....	1.44
Connecticut .....	1.83	Indiana .....	1.66

West N. Central:		Illinois .....	1.65
Minnesota .....	1.84	Michigan .....	1.56
Iowa .....	1.89	Wisconsin .....	1.81
Missouri .....	1.60	South Atlantic:	
North Dakota .....	2.37	Delaware .....	2.03
South Dakota .....	2.36	Maryland .....	1.47
Nebraska .....	1.83	Distr. of Columbia .....	.....
Kansas .....	1.77	Virginia .....	1.88
East S. Central:		West Virginia .....	2.00
Kentucky .....	1.78	North Carolina .....	2.04
Tennessee .....	1.54	South Carolina .....	1.81
Alabama .....	1.62	Georgia .....	1.60
Mississippi .....	2.17	Florida .....	2.49
West S. Central:		Mountain:	
Arkansas .....	2.34	Montana .....	2.16
Louisiana .....	2.31	Idaho .....	1.93
Oklahoma .....	2.09	Wyoming .....	2.51
Texas .....	2.04	Colorado .....	1.91
Pacific:		New Mexico .....	2.97
Washington .....	1.45	Arizona .....	2.50
Oregon .....	1.67	Utah .....	2.01
California .....	1.41	Nevada .....	2.03

Arizona is most intimately connected with the Pacific Group of States. The average typical net monthly bill for 25, 100 and 250 kilowatt-hours for residential service by size of community for the Pacific Group, January 1, 1935, is as follows:

Size of Communities by Population Groups	Number of Commu- nities	Total Popu- la- tion	Average Typical Bill for—		
			25 Kw.- hr.	100 Kw.- hr.	250 Kw.- hr.
<b>PACIFIC DIVISION:</b>					
250,000 and over .....	5	2,823,903	\$ 1.35	\$ 3.62	\$ 6.78
100,000 to 249,999 .....	4	512,358	1.37	3.94	6.84
50,000 to 99,999 .....	7	478,713	1.43	4.07	7.22
25,000 to 49,999 .....	15	510,181	1.35	4.46	7.15
10,000 to 24,999 .....	44	645,729	1.47	4.55	7.36
5,000 to 9,999 .....	66	467,142	1.56	4.73	7.69
2,500 to 4,999 .....	104	355,650	1.59	4.67	7.57
1,000 to 2,499 .....	179	279,891	1.77	4.73	8.14
250 to 999 .....	406	211,621	1.95	4.97	8.48
Under 250 .....	308	31,152	2.10	5.21	8.61
All size groups .....	1,138	6,316,340	1.44	4.09	7.15
250,000 and over .....	3	2,156,505	1.34	3.69	6.97
100,000 to 249,999 .....	2	290,027	1.45	4.67	7.45
50,000 to 99,999 .....	7	478,713	1.43	4.07	7.22
25,000 to 49,999 .....	12	422,525	1.35	4.59	7.16
10,000 to 24,999 .....	30	446,677	1.41	4.57	7.17
5,000 to 9,999 .....	53	377,973	1.50	4.76	7.59
2,500 to 4,999 .....	72	245,996	1.54	4.78	7.50
1,000 to 2,499 .....	106	168,429	1.73	4.89	8.15

250 to 999 .....	133	74,824	1.85	5.20	8.21
Under 250 .....	100	9,468	2.05	5.42	8.31
All size groups .....	518	4,671,137	1.41	4.17	7.20

The average under the same classification for Arizona is:

25,000 to 49,999 .....	2	80,624	1.81	5.28	9.80
10,000 to 24,999 .....	..	....	....	....	....
5,000 to 9,999 .....	7	49,332	2.73	7.23	13.35
2,500 to 4,999 .....	10	37,786	2.58	6.53	12.03
1,000 to 2,499 .....	16	25,598	3.16	7.24	13.37
250 to 999 .....	30	18,784	3.66	7.31	14.32
Under 250 .....	12	1,233	3.69	9.12	16.60
All size groups .....	77	213,357	2.50	6.39	11.88

It will be observed that it costs \$2.22 more for domestic electrical service under a typical bill in Arizona than in California and \$2.30 more in Arizona than in the Pacific Group.

The same average typical monthly bills for the whole United States is given as follows:

Size of Communities by Population Groups United States:	Number of Commu- nities	Total Popu- la- tion	Average Typical Bill for—		
			25 Kw.- hr.	100 Kw.- hr.	250 Kw.- hr.
250,000 and over .....	37	28,753,107	\$ 1.55	\$ 4.40	\$ 9.09
100,000 to 249,999 .....	56	7,541,073	1.65	4.66	8.55
50,000 to 99,999 .....	100	6,607,540	1.76	4.56	8.44
25,000 to 49,999 .....	192	6,660,201	1.84	4.90	8.86
10,000 to 24,999 .....	621	9,310,127	1.84	4.84	8.76
5,000 to 9,999 .....	924	6,384,954	1.95	5.10	9.11
2,500 to 4,999 .....	1,521	5,364,475	2.03	5.18	9.12
1,000 to 2,499 .....	3,720	5,779,528	2.15	5.33	9.27
250 to 999 .....	9,925	5,078,409	2.31	5.59	9.56
Under 250 .....	8,291	950,000	2.33	5.54	9.40
All size groups .....	25,387	82,429,999	\$ 1.79	4.78	8.98

This shows a monthly cost on an average bill of \$1.61 on 100 Kw.-hr. above the United States average cost.

Where electrical energy is used for industrial purposes the disparity in price is even more marked.

We encountered considerable difficulty in handling this phase of the question because of the fact that many of the firms engaged in industrial pursuits have found the rate so high as to make it necessary to install their own plants. Therefore we find that most of the larger mining and milling companies which are the principal manufacturers of the State, have installed their own plants.

The excess rate, however, is discoverable as soon as one enters the irrigation water production field.

As nearly as your Commission can ascertain by personal

interviews, correspondence and district records; the average price of electrical energy for pumping purposes in the adjoining Pacific States is approximately from 0.005 per Kw.-hr. to 0.007 per Kw.-hr. The average price in Arizona, on the other hand, for the same purpose is from 0.01 per Kw.-hr. to .023 per Kw.-hr. or more than twice the charge in neighboring states.

Because of high freight rates and lack of coal, gas or oil, fuel prices in Arizona are high compared with other sections of the country. Consequently the production of electrical energy by means of internal combustion plants is high. Notwithstanding these handicaps, Diesel plants have been installed, locally, producing electrical energy at a cost of from 0.007 to 0.009 per Kw.-hr. However, but few individuals or firms have sufficient "load" or enough capital to justify the installing of a Diesel plant. Nevertheless this has been the only means by which users of electric power may escape from the monopolistic control of electrical prices.

Large portions of Arizona are underlaid, at reasonable depths with ample underground water and where non-competitive crops can be raised—as in this State with its semi-tropical climate—one might expect to see large tracts of land cultivated by pumping irrigation systems. While there has been considerable development, the high cost of power has been found such an onerous burden that agricultural development here, as in other parts of the state, has been greatly retarded.

Our attention has also been called to "Preference Rates" given to various consumers as an "inducement" against the construction of independent plants or for some other reason. Also to the "spread" between the wholesale price paid for the purchase of electric energy by distributors and the price charged consumers.

The City of Mesa purchases electric energy from the Valley Producer, converts the same and retails it to its inhabitants. Notwithstanding the high price which it paid for energy purchased for the period from 1925 to 1935, inclusive, which we have investigated, we find that Mesa has given a power rate to its inhabitants comparable to the best in Arizona and better than all cities in the State except one. Yet, during this period it has been able to amortize its construction bonds, pay interest thereon, provide a depreciation reserve, maintain its lines in first class condition, pay operating expenses and give excellent service besides turning into the City Treasury a profit sufficient for this municipality to maintain over the period mentioned, the lowest tax rate of any city in the State furnishing to its citizens the usual city services including free sewage, garbage removal, police service, library, street lighting, park service, recreation and other facilities. Similarly, with the service on a smaller scale, the town of Wickenburg, through the aid of its municipally owned electric plant, is and has been for some time tax free.

We have been creditably informed that because of monopolistic "understandings" between fuel and electric producers and because of non-competitive understandings and agreements between electrical energy producers and producers of other types of motive energy, and by divisions of service territory, the consumers of Arizona have been systematically mulcted and that such monopolistic arrangements and practices have long existed.

Our investigation of the electrical energy field in other states leads us to believe that there is compelling and pressing need for immediate relief to the consumers of electrical energy in Arizona, and that prices are completely out of line in comparison with states having less facilities.

#### V. PRESENT AND FUTURE DEMANDS FOR ELECTRICAL ENERGY

We have shown ante, that the total rated capacity of "Firm Power" plants in Arizona is approximately 88,537 h.p., that the total rated capacity of Secondary Energy or "Dump" power is 300,950 h.p., but that the actual production has not exceeded 25% to 30% of the rated capacity in the past years. The total capacity of all kinds of power is shown to be approximately 445,467 h.p.

The demand for electrical energy has now vastly improved.

The following shows the approximate consumption in the United States and in Arizona for the years 1932 to 1936, inclusive, and the percent of increase based on 1932 production.

#### PRODUCTION OF ELECTRICITY FOR PUBLIC USE— UNITED STATES & ARIZONA.

##### KILOWATT-HOURS

Year	United States	% Increase (1932-100%)	Arizona	% Increase (1932-100%)
1932	83,153,082,000		280,898,000	
1933	85,401,732,000	2.7	295,668,000	5.3
1934	91,150,476,000	9.6	344,939,999	23.0
1935	99,397,527,000	20.0	377,797,000	34.0
1936 (Est.)	113,000,000,000	36.0	460,000,000	63.8

We see, therefore, a consumption of 460,000,000 Kw.-hrs. for 1936 and note the rapid yearly increase in use leading up to 63.8% for the past year.

With cheap hydro-electric power the development of farming and of the mineral resources of the State, may with justification, be anticipated as may also an increase in manufacturing.

Arizona has practically no manufacturing, although it has abundant raw products, ample labor and waiting markets. This dearth of manufacturing may, in no small measure, be accounted for by the uncertainty of electric service and the high price charged.

Cheap Electrical Energy is essential element in the scheme of the American living standard. Electricity today is as necessary in any progressive social system as air, light or water.

The progress of any state or any section of any state may be directly measured by the facilities offered its citizenship to obtain cheap motive power for household comforts and conveniences as well as for industrial and commercial purposes.

Considering the vast amount of cheap hydro-electric power available to Arizona inhabitants, no greater contribution could be made to the happiness and welfare of our citizenry than an offer of hydro-electric energy at an economic price.

It has been repeatedly demonstrated before Rate Fixing Bodies that the amount of service or commodity used under a high cost price, is no measure of the amount of such service or commodities which might be utilized under an economical price. In no locality or state is there greater need for household conveniences which may be furnished by cheap electricity in view of our semi-tropical climate. If the home be regarded as the primal unit of society there can be no veneration or pride in a home of discomfort and inconvenience. Today, we have vast sections of the State where households are deprived of the simple and necessary comforts of home which could readily be furnished through the medium of cheap hydro-electric power.

We have thus far been considering general benefits, but in addition to these there are unlimited possibilities in agricultural, mineral and manufacturing fields. From Douglas, Northward beyond Phoenix and towards Prescott lies the great central valley of Arizona through which run the railroad lines of the Southern Pacific and the Santa Fe. This great valley, watered by the San Pedro, Santa Cruz, Gila, Salt, Verde, Hassayampa and Aqua Fria rivers, and the valleys of the Colorado and Gila, and other arable sections of the State such as The Bill Williams, Blue, Upper and Lower Gila, Little and Main Colorado, Verde, and Sulphur Springs Valley, the Harqua Hala Plains and innumerable smaller localities throughout the State, offer enormous possibilities in agricultural development—Lacking only cheap power for pumping purposes.

There are innumerable mining properties of varying and moderate size offering encouraging prospects for development throughout Arizona. The principal obstacle to the development of these claims, is the lack of motive power and the high price charged therefor. With abundant electrical energy at an economic price we have reason to believe that the development of mineral properties in our State would be much more rapid and extensive than under present prevailing prices, and we believe the same would be true in the agricultural and manufacturing fields.

There are numerous locations throughout neighboring states, particularly California, where water is being utilized profitably at a cost of \$5.00 per A. ft. and over. Considering the amount of electricity per A. ft. per ft. lift and assuming a price of 0.005 per Kw. for Boulder Dam power delivered at the consumer's switchboard, the cost of lifting one acre foot of water 100 ft. would be \$1.00, where it is now over \$3.50 or more. Irrigation is susceptible of its greatest development in the greater part of Arizona where all year farming operations may be carried on and semi-noncompetitive crops raised. Accepting the experience of other states and assuming a price of 0.005 per Kw. at consumer's switchboard and a reasonable plant overhead, pumping lifts of 400 ft. would not be excessive throughout vast agricultural regions in Arizona.

Even considering the prohibitive price for electrical energy in the best farming regions in Arizona—prices which have reached as high as 0.03 per Kw.-hr. and taking into consideration the depressed price of farm products between 1929 and 1934, the demand for electrical energy for farming purposes has been most encouraging. The Planning Board Report, cited ante, has this to say on the subject:

“The majority of the pumping projects have been

unable to meet even the interest charges on their bonds during the past three or four years. In spite of this fact, however, there has not been an appreciable decrease in the acreage irrigated by pumps, nor does it appear that the larger pumping projects are going to be abandoned. Given cheaper power, reduced bond interest and retirement charges and proper management and sales coordination, all of which appear likely in the future, these projects may be expected to become permanent additions to the taxable wealth of the State."

Conditions have been vastly improved since that report was made, in that most of these projects have been refinanced on a workable basis, farm prices have risen and only the discouraging factor is the continuance of exorbitant electrical energy costs.

Your Commission believes that aside from the beneficial effect upon existing rate schedules that steps should be taken to obtain an assured additional supply of electrical energy for the State and that such action should be taken at the earliest possible time.

#### VI. POTENTIAL POWER POSSIBILITIES OF ARIZONA

Your Power Commission is assured that the potential hydro-electric power which may be developed within Arizona is stupendous, and in support of this statement we quote from the Report of the Arizona Section of the American Society of Civil Engineers, dated November 20, 1934, and made under the auspices of the Arizona State Planning Board:

"In summarizing, it will be found that there is a total of 3,739,100 potential horsepower in Arizona that may be developed from streams within the State. Of this amount, 3,489,600 horsepower represent the total proposed installed capacity of units that could be built on the Colorado, Hassayampa and Agua Fria rivers, the Verde River below Camp Verde, and the Gila River between Coolidge Dam and Florence. The remaining 249,500 horsepower is the total from filings made by various interests on streams in other parts of the State, and represents theoretical horsepower. Unquestionably many of these filings are at sites not all feasible, nor is the actual available horsepower equal to the theoretical horsepower claimed in the application. They represent only 7.2 percent of the total, however, and thus do not materially affect the report."

As between the various hydro-electric power sites with attendant operating conditions, your Commission has been advised by competent engineers that this source, so far as it can fill our needs, appears at present stage of development superior to any other. The Planning Board Report cited ante says:

"The Colorado River offers the greatest, the most secure, and some of the more economical power sites that are within the confines of the State of Arizona. The normal flow of this stream, in the part that

flows through Arizona, is such that great developments could be made without excessive cost for dams. It is reasonable to assume that in the future there will be storage dams on the upper reaches of the Colorado, which will still further enhance the value of power on the portion of the stream that passes through Arizona, by equalizing its flow. In addition, the river has a high rate of fall from the bridge near Lee's Ferry to the head of the reservoir that will be formed by Boulder Dam. The U. S. Geological Survey made a study of this stream, the results of which will be found in Water Supply Paper 556. x x x. Potential hydro-electric development indicates without question that the full development of the power resources of the Colorado River in Arizona could produce far more power than the most optimistic estimate would indicate could be used for many years. Some of these potential developments are feasible in the event of a rapid advance in the mining or metallurgical industries in the Northern section of Arizona or in the Southern portions of Utah and Nevada."

Briefly, the facts about the present power development on the Colorado River are as follows:

**BOULDER DAM POWER  
STATISTICS**

Total Capacity .....	1,835,000 horsepower
Generators .....	40,000 and 82,500 kilowatt-amperes
Generating voltage .....	16,500 K.W.
Butterfly valves .....	120 and 168 inch diameter
Turbines .....	55,000 and 115,000 horsepower
Steel penstocks .....	9 to 30 foot diameter
Transformers .....	13,333 & 55,000 kilovolt-amperes
Cranes (each wing) .....	600 tons maximum capacity
Transmission voltage .....	287,500
Continuous Firm horsepower .....	663,000
Kilowatt Hours .....	4,330,000,000
Arizona's share (18%) .....	763,200,000 Kw.-hrs.
Arizona's share (18%) .....	119,000 firm horsepower
Falling Water Cost (firm) .....	.00163
Secondary energy .....	.0005
Annual income (firm) .....	\$ 6,550,000.00
Annual income (secondary) .....	650,000.00
Gross power revenue (50 years) ..	361,000,000.00
Surplus after all charges .....	166,400,000.00
United States (62½%) .....	104,000,000.00
Arizona (18¾%) .....	31,200,000.00
Nevada (18¾%) .....	31,200,000.00
Average annual payment .....	620,000.00
Maximum Head available .....	590 feet
Minimum Head available .....	420 feet
Average Head available .....	530 feet

**ALLOTMENT OF POWER**

Arizona .....	18 per cent
Nevada .....	18 per cent

Metropolitan Water District .....	36 per cent.
City of Los Angeles .....	14.9054 per cent
City of Glendale .....	1.8867 per cent
City of Pasadena .....	1.6183 per cent
Sou. Calif. Edison Company .....	7.2 per cent
City of Burbank .....	0.5896 per cent
Los Angeles Gas & Elec. Corp.....	0.9 per cent
Southern Sierras Power Co. ....	0.9 per cent
	100.00 per cent

Upon repayment to the Federal Government of its investment in the enterprise out of the earnings of the plants, the subsequent earnings, less amortization, depreciation and similar deductions are to be divided between the states concerned. Under this plan at present prices, Arizona's portion would be estimated at approximately \$620,000.00 per year.

There is no certainty that Arizona will ever enjoy the receipt of any funds from such source. The opinion of the State of Nevada upon this subject is ably presented in a Report dated September 1, 1935, titled "Report of Colorado River Commission of Nevada." The Report says:

#### ADJUSTMENT OF RATES

"At the end of fifteen years from the date of execution of the contracts for lease of power privileges (April 26, 1930) and every ten years thereafter the rates for firm and secondary energy are subject to adjustment on demand. Therefore, on April 26, 1945, there may be a demand for an adjustment of rates.

The users of power in Nevada would benefit by a lower rate, but it would be at the expense of the State's revenue.

The contract states in Article 16 on Schedule of rates: "It being understood that such adjusted rates shall under no circumstances exceed the value of said energy, based upon competitive conditions at distributing point and competitive centers."

Nevada's revenue is based on a percentage of the excess revenue and any slight change in the selling price of the power will have a material affect on the amount of the excess revenue. For instance, a reduction of 1/10 of a mill in the selling price of the firm power will mean a reduction of \$81,000 in Nevada's annual revenue.

The possible revenue to Arizona and Nevada from the sale of power and water from the project is in no way connected with the State's allocation of power for use within the State.

Even if the power allocation were never used, if and when available, the revenue would accrue to the State, providing that all of the power is used and that the price of 1.63 mills per kilowatt-hour is maintained.

If, however, this rate were to be adjusted downward slightly, then the revenue would be materially reduced or entirely eliminated.

There is nothing included in the Boulder Canyon Project Act that will prevent any of the original California contracting municipalities asking for a reduction of rates at any time.

THE BUREAU OF RECLAMATION'S ESTIMATE OF THE REVENUE FROM BOULDER DAM POWER

For the first year's operation, the income would be \$7,057,900 from the sale of 4,330,000 kilowatt-hours of primary energy at \$0.00163 and \$775,000 from the sale of 1,550,000,000 kilowatt-hours of secondary energy at \$0.0005. The amount of income will decrease each year thereafter at the rate of not more than \$14,278.80 per year due to upstream development, causing a decrease in the amount of firm energy of not more than 8,760,000 kilowatt-hours annually. The estimated annual income from firm energy will average about \$6,550,000 and from secondary energy \$650,000 over the 50-year repayment period.

The surplus after allowing for operation and maintenance, interest, depreciation, and payments for retirement of investment is estimated at \$166,400,000. The surplus will be divided as follows:

United States .....	\$104,000,000	(62½%)
Arizona .....	31,200,000	(18¾)
Nevada .....	31,200,000	(18¾)

This should give an average yearly payment of \$620,000 to each state.

The above estimated distribution of profits is dependent upon the sale of all the power at the given price. A very slight reduction in the price, which is possible if the contracting municipalities show a necessity, will wipe out anything coming to Arizona and Nevada, which is to be paid out of the surplus after other obligations have been satisfied. Under the present contracts Nevada's prospect for "revenue in lieu of taxes" is very nebulous."

It therefore behooves the State of Arizona to plan for "use" as the receipt of funds seems doubtful. On the other hand, the use of power on the part of Arizona will add to the creation of such a surplus, should there ever be one.

The State of Arizona might enjoy much greater benefits over a period of years from a lowered price of falling water which we have been informed is practically a certainty.

Any possible benefits that Arizona might enjoy from the receipt of revenues from a distribution of surplus funds is inconsequential when compared to the tremendous increase in taxable

wealth that would follow the introduction of Boulder Dam power into the economic fabric of the State.

#### VII. THE QUESTION OF A WISE PROGRAM FOR THE DEVELOPMENT OF ARIZONA

In this industrial age, the key to the problem of State development is cheap hydro-electric power supplying the lack of coal, gas and oil, cheap hydro-electric power inviting manufacturing; reclaiming fertile semi-tropical land; developing rich mineral deposits; solidifying and interlocking the segregated communities of the State; putting in fabricated form the raw products of lumber, minerals, wool and cotton, thus reducing freightage, furnishing employment and creating additional taxable wealth.

The question presented by this proposed Project is—Have the people of Arizona the necessary leadership to guide them out of the maze of petty local political and selfish machinations that have heretofore deprived them of their legitimate heritage; the required vision to see the future possibilities of a progressive public works program, and a co-ordinated industrial and social policy; the wisdom to avail themselves of an inviting era; and the energy and skill to seize the rich natural gifts lying ready to their hand, and to fashion and weld these into a happy, prosperous and flourishing Commonwealth?

Has Arizona the ability to rise above local differences and confusing counsel and to transform the natural resources of the State into tangible usable and material wealth for the use and benefit of all the inhabitants of the State; or shall the State sacrifice the rights of its citizens to a public lethargy and the selfish desires of a limited few? Shall Arizona retrograde or go forward with its progressive neighbors? Do the people of Arizona need electrical energy at an economic price and do the leaders of the State want to give it to them—if the latter, the way is open and the duty and way are plain.

#### VIII. THE DEVELOPMENT AND USE OF POTENTIAL WATER POWER

We do not think it incumbent upon us to argue the proposition that the inhabitants of Arizona are entitled to have made available for their needs, electrical energy at a price commensurate with the cost of production, distribution and investment costs which we herein designate as an "Economic Price."

The natural resources of the State, including hydro-electrical power, belong to the citizens of the State.

If we accept the modern conception of the "State" we must regard it as an entity not only for the protection of the property and lives of its citizens, but also as a medium through which the people of the state may co-operate for their common good and utilize their natural resources in the best possible way.

We believe that the citizens of Arizona are entitled as a part of their patrimony to receive electricity at the actual cost of production and distribution and the repayment of principal and

interest on the investment necessary to bring about this public convenience.

We believe that no person or concern should be permitted to intervene between the people and their natural resources for the purpose of exacting a parasitical tribute.

We believe further that any argument that the people of Arizona must be deprived of their natural advantages in order that any individual or group may make a profit upon the resources belonging to the people is pernicious and untenable.

We further believe that by the creation of the necessary agency, money can be borrowed for the installation of the necessary works to give hydro-electric power to the citizens of Arizona at less than half the present charges and that the time was never more propitious for inaugurating this program.

After as thorough an investigation as circumstances permitted and after a comparison of Public Works plans in neighboring states, particularly California and Nevada, and the Federal Works Program for the Tennessee Valley administered by the Tennessee Valley Authority and visits and consultations with administrators, engineers and officials of these various projects, your Commission recommends:

#### RECOMMENDATIONS

- (1) That such an amount of the potential water power of the State as a study may indicate desirable, at earliest opportunity be made available at an economic rate to the people of the State of Arizona.
- (2) That such power be made available by the construction of the necessary main and branch transmission lines from Boulder or Parker Dams or both, or any other development on the Colorado River so as to provide reasonable, convenient and accessible service throughout the State.
- (3) That there be created a State Agency to be known as the "Arizona Power Authority" for the purpose of effecting the objectives recommended herein and for the operation and administration of such power plants, works and transmission lines as may be found necessary and advisable; and that such agency be established and created substantially as suggested by the proposed Act filed herewith.
- (4) That in the event that any emergency or unforeseen obstacle should subsequently arise precluding the utilization of Boulder or Parker Dam power, electrical energy be provided by the development of one or more other potential power sites within the State.
- (5) The borrowing of sufficient money for the construction of such works, dams, main and branch transmission lines and other works as may be necessary to accomplish the aim in view, from Federal Loaning

sources, or securing a direct Congressional appropriation.

- (6) The borrowing of money by interested localities from the Federal Rural Electrification Administration for the constructing of local distributing systems.
- (7) That loans be payable only out of a special fund evidenced by Revenue Bonds and without bond or tax liability against the State of Arizona.
- (8) That energy be made available to all utilities whether publicly owned or privately owned, to all irrigation and electric power districts, to all agricultural improvement districts, mines and manufacturers, and other large users; except that when purchased for re-sale that the rates to be charged should be such as to pass on to the ultimate consumer all advantages from providing energy at low cost.
- (9) That "The Authority" determine the most feasible source for obtaining the necessary power and adopt a program commensurate with the progressive development of the State.

We believe that it should be left to the wisdom of "The Authority" whether to obtain power from Boulder Dam or from some other of the many potential power sites of the state.

Within the time and because of other restricting limitations your Commission, obviously precise figures could not be obtained, but based on records of the Tennessee Valley Authority and on consultation with the Bureau of Reclamation; The Metropolitan Water District of Southern California, the Bureau of Power and Light of the City of Los Angeles, The State of Nevada and upon numerous consultations with engineers not connected with any of these enterprises, your Commission believes:

- (1) That the necessary equipment can be installed and the necessary main and branch transmission lines can be built to reasonably serve the State at a cost consistent with sound, justifiable and conservative self-liquidating investment.
- (2) That installation, construction and development must necessarily be progressively carried on and that development may be initiated by loans commensurate with the development then undertaken.
- (3) That taking into consideration the purchase cost of the electricity at Boulder Dam, annual fixed charges, including amortization, depreciation, line loss and administration, electrical energy can be sold at the remote borders of the State at not to exceed 0.006 per Kw.-hr., and at intermediate distance between 0.004 and 0.005 per Kw.-hr.

Your Commission has conferred with various groups and has considered various proposals relative to the installation of this project.

Some of these were exceedingly helpful and some were exceedingly selfish. The latter took many subtle forms, and while ostensibly rationally based, were in fact plans which, if followed out, would absolutely defeat the project.

Among the latter have been the following proposals:

- (1) That the control and supervision, the necessary surveys, investigations and plans be placed exclusively in the hands of a Federal Bureau.
- (2) That limited investigations be made as to the "feasibility" of the project and all action be deferred.
- (3) That no steps be taken at this time for the creation of a responsible body to negotiate with the Federal Government for power and for engineering and financial assistance.
- (4) That the various progressive steps that are necessary be separated and any "Authority" created be restricted in its powers.
- (5) That the responsible body created be provided with a small appropriation at the present time.

Some of the above mentioned suggestions were made by friendly interests who did not comprehend the complete plan, but later gave their support to the plan advocated by your Commission.

We are satisfied that the elementary facts are well known and well established. There is no longer any room for doubt that a transmission line of the character contemplated can be built. Neither is there any ground for debating whether electrical energy can be economically and efficiently transmitted 200, 300 and 500 miles. This is being done in California and is being done for much greater distances in the Tennessee Valley, the Pacific Northwest and European Countries.

The necessity for an independent agency has been shown by the fact of the Federal Government deciding, after mature deliberation and consideration of department and bureau administrative and executive machinery, that it was advisable to create an independent administrative and executive body—The Tennessee Valley Authority.

No Federal Department or bureau could ethically act in the place of the proposed Authority for the reason that if Boulder Dam power is to be procured, the Federal Government becomes the seller and loaner and the State becomes the buyer and borrower. Naturally their interests lie on opposite sides. Conflicts will arise and differences must be adjusted. The State of Arizona must keep in touch with any survey or investigation which is made and can only do this through the proposed Authority. This Authority must be left free to obtain technical agents and advisors as it may see fit, free from all influences and should not be restricted to any particular agency, bureau or firm.

Furthermore, the time is now propitious for obtaining the necessary capital to build this project. The life of the Reconstruction Finance Corporation may be expected to end soon. Aside

from a direct appropriation by Congress or a Public Works Administration loan, the Reconstruction Finance Corporation is the sole agency from which funds may be expected.

Furthermore, to make it possible for existing departments to investigate this matter, at their pleasure, and to report their findings, would mean a delay until the meeting of the next Legislature, two years hence. In that time the situation may have changed in such a way as to make it impossible to obtain such funds; whereas at present we have a National Administration sympathetically receptive to the proposed Project and a President who has expressed himself as desiring to assist.

Again, even if steps be deferred pending the making of such report, an "Authority" such as we are now suggesting would still have to be created because otherwise no machinery has been organized for issuing the bonds as evidence of the loan.

Your Commission feels that delay at this time is tantamount to defeat and that proposals for delay are in reality proposals for defeat of the enterprise to make available to the people of Arizona the fruits of their natural resources and to make available to the people electrical energy at an economic price.

#### IX. PRESENT PRODUCERS AND DISTRIBUTORS

The principal public service corporations producing or distributing electrical energy in Arizona are:

- (1) ARIZONA EDISON COMPANY, operating in Naco, Douglas, Bisbee, Gila Bend, Miami, Globe, Florence, Coolidge, Casa Grande and Yuma.

Name of company holding controlling stock—  
(Not listed with the Corporation Commission.) President, F. E. Frothingham, 60 State Street, Boston, Mass.

- (2) ARIZONA POWER CORPORATION, operating in Prescott, Tapco, Irving and Childs.

Name of company holding controlling stock—  
The Commonwealth Utilities Corporation. President, Fred B. Hofft, 1401 Arch Street, Philadelphia.

- (3) SOUTHERN ARIZONA PUBLIC SERVICE COMPANY, operating in Benson and Willcox.

Name of company holding controlling stock—  
The North Continent Utilities Corporation. President, W. A. Baehr, 231 South LaSalle Street, Chicago, Illinois.

- (4) THE CITIZENS UTILITIES COMPANY, operating in Nogales and Kingman.

Name of company holding controlling stock—  
(Not listed with the Corporation Commission). President, Joseph Chapman, 821 Marquette Avenue, Minneapolis, Minn.

- (5) TUCSON GAS ELECTRIC LIGHT AND POWER COMPANY, operating in Tucson.

Name of company holding controlling stock—  
The Federal Light and Traction Company. Vice-president, C. H. Nichols, 70 Pine Street, New York City, N. Y.

- (6) ARIZONA GENERAL UTILITIES COMPANY, operating in Safford.

Name of company holding controlling stock—  
American Utilities Company. President, G. C. Hyde, 800 Cotton Exchange Building, Dallas, Texas.

- (7) CENTRAL ARIZONA LIGHT AND POWER COMPANY, operating in Phoenix, Tempe, Chandler, Gilbert, Glendale and Buckeye.

Name of company holding controlling stock—  
The American Power and Light Company. President, Howard L. Aller, No. 2 Rector Street, New York, N. Y.

- (8) FLAGSTAFF ELECTRIC LIGHT COMPANY, operating at Flagstaff.

Name of company holding controlling stock—  
The Southwestern Public Service Company. Vice-president, Leo Leob, 57 William Street, New York City, N. Y.

- (9) ARIZONA ELECTRIC POWER COMPANY, operating in Winslow.

Name of company holding controlling stock—  
The Southwestern Public Service Company. Vice-president, Leo Leob, 57 William Street, New York City, N. Y.

- (10) HOLBROOK LIGHT & POWER COMPANY, operating at Holbrook.

Name of company holding controlling stock—  
The Southwestern Public Service Company. Vice-president, Leo Leob, 57 William Street, New York City, N. Y.

- (11) ROUND VALLEY LIGHT & POWER COMPANY, operating in Springerville.

Name of company holding controlling stock—  
(The records of the Corporation Commission indicate that the stock is held locally.)

- (12) DUNCAN UTILITIES COMPANY, operating at Duncan.

Name of company holding controlling stock—  
The Texas Louisiana Power Company. President, C. A. Davis, 1500 Walnut Street, Philadelphia, Penn.

The operation of practically all of these utilities is by "remote control" since ownership of the controlling stock is in the possession of "holding companies" with offices in other sections of the country. Some own distributing lines but no production

units. Others own production units and limited, if any, distribution lines. Only three produce hydro-electric energy and this amounts to only about 10,000 H. P. The actual equity of these holding and operating companies is very small when compared with the fixed indebtedness as evidenced by bonds and preferred stock outstanding.

There are quite a few smaller systems owned and controlled by Arizona capital. Most of these have limited fields of operation and would be materially improved through being able to purchase Boulder Dam power rather than continue present costly methods of power generation.

Private service plants are usually the result of inadequate and unsatisfactory service or rates, and in most instances are intended for private manufacturing and use.

Light and power plants owned by municipalities usually serve only the corporate communities where they operate.

The principal producers of power that are operating plants as an adjunct to the companies principal business and only sell electrical energy to others as an accommodation are:

- (1) THE MIAMI COPPER COMPANY of Miami.
- (2) THE INSPIRATION COPPER COMPANY of Miami.
- (3) THE PHELPS DODGE CORPORATION, of Bisbee, Douglas, Ajo, Clarkdale, Clemenceau, Clifton and Morenci.

The principal producers of hydro-electric power of the Secondary Energy type which is a by-product of irrigation, are the following:

- (1) THE UNITED STATES INDIAN SERVICE operating Coolidge Dam and the San Carlos Project on the Gila River.
- (2) THE SALT RIVER VALLEY WATER USERS ASSOCIATION operating Roosevelt Dam and other works on the Salt River Valley.

The Indian Service found the power supply from Coolidge Dam so undependable that a diesel plant was constructed at Coolidge in order that there would be firm energy available. Officials and engineers of the Indian Service have shown a friendly attitude toward the introduction of Boulder Dam power into Arizona stating that this would avoid the necessity of further investments in generating equipment which would be otherwise required to meet constantly increasing demands for electrical energy.

The Salt River Valley Water Users Association of Phoenix sell energy (produced secondary to operating their irrigation system to the municipality of Mesa, to the various irrigation districts in adjacent areas, to the Central Arizona Light and Power Company, to various private individuals and companies engaged in limited manufacturing, mining and farming, and to the majority of the shareholders under the irrigation system.

This concern, as stated ante, is engaged in the principal business of delivering water to the land owners in the Salt River Project and power production is secondary to the main business of the Association and the supply is as variable and intermittent as the exigencies of irrigation practice and rain or snowfall may effect the water supply.

So inadequate has been the supply of power from hydro-electric plants on the Salt River that the Central Arizona Light and Power Company constructed a transmission line to secure power from the Arizona Power Corporation in Yavapai County and still later constructed a steam plant west of Phoenix.

Power is developed by using natural gas as a fuel. This out-of-state fuel is piped into Arizona and will be used still further for electrical generation unless the State of Arizona has the vision to use its great wealth of water power on the Colorado River.

The Central Arizona Light and Power Company is selling electrical energy to the Salt River Valley Users Association and as demands for power increase the Water Users will become more and more dependent upon other generators of power for their supply.

Your Commission conferred with a number of producing companies and many expressed the hope that a more satisfactory supply of electrical energy might be developed. Any of them, if in reach of a main or branch transmission line of the Authority to be created, will be entitled to service therefrom as any individual on payment of the regular rate.

If their present cost of producing electrical energy is greater than the probable price of the proposed hydro-electric power, it is to be assumed that they will avail themselves of the new source and pass on the reduced cost to their consumers.

Where present producers can generate cheaper than they can buy from the new enterprise no effect, except as to rate, should be experienced.

Where a public service corporation owns distributing lines only, or where a substantial part of their property consists of distributing lines they may continue their present course, or if the new rate be cheaper they may procure their energy from the State Authority.

This Project does not involve the thrusting of the State into the field of Public Ownership.

It does involve the uniting for co-operative action of the people of Arizona, through the medium of the proposed Authority, to convert the natural resources belonging to the people, into usable form—and translation of potentialities into actualities for the public good.

It is to be assumed that the Authority created will adopt a policy of working with the private utility companies to remove abuses and insure maximum service at minimum cost and to assure opportunity for public ownership by municipalities and other units of government and industry where this is desired; and that in the process of transforming our natural resources through the medium

of the proposed agency, there shall be respect for the legitimate private investments in the electrical energy field.

The only dealer in electrical energy who may be disadvantageously affected, is the dealer who shrinks from competition and seeks to maintain a monopoly with an attendant rate level far above an economic basis; who insists upon an unconscionable price; or who is asking a subsidy to insure a profit on an inefficient or antiquated plant.

Public service corporations satisfied with a reasonable return on their investment should welcome the coming of the additional energy at an economic price and the consequential development, opening up new markets for their product.

The American industrial and commercial systems are based upon competition—competition, generally, prevails in all lines. There is nothing sacrosanct about the business of dealing in electrical energy. The electrical energy producer and distributor enters into that field in the same manner that the merchant enters into business. Both know that they must meet competition in their line and that if they are not able to compete they will have to discontinue business. To tie the progress of the State to a monopolistic system and retard state progress in order that the monopolists may enjoy a preferable situation, is unthinkable.

The merchants and farmers of Arizona do not ask the State to come to their assistance to prevent competitors from entering their respective fields; and there would be no more justification in the electrical energy producer asking the State to discommode and discriminate against its own citizens so that the dealer may avoid competition and make a higher profit.

It would be an ideal condition if the electrical plants of Arizona were embraced in a unified system, and a way may be found to bring this about if it can be done without expense or disadvantage to the public; but there would be the same justification in a merchant asking the State to purchase his store and goods because, forsooth, a competitor is about to appear in that community, as there would be in an electrical energy dealer asking the State to purchase its plant just because competition is threatened. Neither is there any distinction between a group or an individual or firm in-so-far as prerogatives are concerned in the competitive electrical field. A group may be just as ruthless as an individual or firm and usually are more so because personal public condemnation is not experienced.

It is to be expected that no individual, firm or association willing to be measured by an approved public measure of service and rates, need have any fear from the proposed development.

Only the individual or firm who enjoys at present preferred advantages, or who is afraid of competition need have any fear of the project in view.

## X. CONCLUSION

Your Commission realizes that this report is broadened beyond the scope of your Commission's original mission. However, what seemed at the time a simple undertaking, proved to be com-

plicated and complex. A mere report of obstacles encountered and work done would serve no useful purpose. Hence, we have felt it advisable to broaden the scope of this report and to furnish to the Governor and Legislature as much information and facts as possible concerning our investigations and surveys as a Commission during the past two years.

The Commission desires to thank all who assisted in its work and in supplying facts and information concerning the project—individual citizens, utility companies, mining companies, irrigation districts, The Boulder Dam Power Transmission Association of Arizona and other voluntary associations, public officials and administrators, engineers and officials of the Reconstruction Finance Corporation, Rural Electrification Administration, Public Works Administration, Tennessee Valley Authority, The Bureau of Power and Light of the City of Los Angeles, the Metropolitan Water District of Southern California, Officials and engineers of the United States Reclamation Service at Boulder Dam, Denver, Los Angeles and Washington, the Public Ownership League of America, the Colorado River Commission of the State of Nevada, the Federal Power Commission, Senators Henry F. Ashurst and Carl Hayden and Representative Isabella Greenway and the Arizona State Planning Board.

Your Commission hopes that all citizens of the State as well as all electrical energy producers will unite in this forward movement. If we but have the vision to foresee the wealth and progress awaiting this undertaking, we will grasp this great opportunity without further delay.

DATED AT PHOENIX, ARIZONA, this 26th day of January, 1937.

Respectfully submitted,

ARIZONA BOULDER DAM POWER COMMISSION

By M. J. Dougherty,  
Chairman.

D. E. Rienhardt,  
Vice-Chairman.

I. M. Clausen,  
Secretary.

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EXHIBIT "A"—SENATE BILL 26

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Mr. Smith moved that printed copies be made of the report of the Arizona Boulder Dam Power Commission. The motion was agreed to, and the report was referred to the Committee on Employees and Supplies, with instructions to have a sufficient number of copies printed.

#### PRINTING CONTRACTS

The Committee on Employees and Supplies submitted to the Senate the contracts entered into by the Joint Committee of the House and Senate for the printing of bills and journals, as follows:

## C O N T R A C T

THIS CONTRACT, made and entered into this 11th day of January, 1937, by and between Senate Committee on Employees and Supplies and House Committee on Printing and Clerks, acting for and in behalf of the Senate and House of Representatives of the Legislature of the State of Arizona, Regular Session of the Thirteenth Legislature, as parties of the first part and Bert Campbell, party of the second part.

## WITNESSETH:

THAT WHEREAS, on the 11th day of January, 1937, the said parties of the first part, acting under, and pursuant to authorization duly made by the Senate and House of Representatives of the Legislature of the State of Arizona, Regular Session of the Thirteenth Legislature, in meeting duly assembled, received and opened certain bids for the printing of the Bills of said Senate and House of Representatives.

WHEREAS, on the 11th day of January, 1937, the said party of the second part prepared and submitted to said parties of the first part, their certified bid for the said printing of said Bills aforesaid, in conformity with the prices, estimates and specifications laid down in said call, a copy whereof is hereto attached, marked Exhibit "A" and made a part of this contract to all intents and purposes as fully as if incorporated herein; and

WHEREAS, the said parties of the first part did, on the 11th day of January, 1937, find that the said party of the second part was the best and lowest responsible bidder for all that printing contained in said call as follows, for the printing of the Bills of the said Senate and House of Representatives of the Legislature of the State of Arizona, Regular Session of the Thirteenth Legislature, in all cases where the amount is:

500 copies.....	\$1.60 per page
750 copies.....	\$1.85 per page
1000 copies.....	\$2.10 per page
1500 copies.....	\$2.55 per page
3000 copies.....	\$3.80 per page
4000 copies.....	\$4.75 per page
5000 copies.....	\$5.65 per page

Above prices are from one to sixteen pages.

500 copies.....	\$1.60 per page
750 copies.....	\$1.80 per page
1000 copies.....	\$2.05 per page
1500 copies.....	\$2.50 per page
3000 copies.....	\$3.75 per page
4000 copies.....	\$4.65 per page
5000 copies.....	\$5.55 per page

Above prices are for more than sixteen pages.

And said parties of the first part did on said 11th day of January, 1937, accept the said bid of said party of the second part for the printing of the above mentioned Bills of said Senate and House of Representatives.

NOW THEREFORE, in consideration of the premises aforesaid, and of the covenants and agreements contained herein, and the payments herein provided for, the said party of the second part do hereby agree to print all of the above mentioned Bills of said Senate and House of Representatives in strict conformity with the specifications contained in said call, with the exception of such changes as may be ordered by the parties of the first part and which appear elsewhere in this contract, at the following prices to-wit:

500 copies.....	\$1.60 per page
750 copies.....	\$1.85 per page
1000 copies.....	\$2.10 per page
1500 copies.....	\$2.55 per page
2000 copies.....	\$2.95 per page
3000 copies.....	\$3.80 per page
4000 copies.....	\$4.75 per page
5000 copies.....	\$5.65 per page

Above prices are from one to sixteen pages.

500 copies.....	\$1.60 per page
750 copies.....	\$1.80 per page
1000 copies.....	\$2.05 per page
1500 copies.....	\$2.50 per page
2000 copies.....	\$2.90 per page
3000 copies.....	\$3.75 per page
4000 copies.....	\$4.65 per page
5000 copies.....	\$5.55 per page

Above prices are for more than sixteen pages.

Said bills are to be printed upon stock, plain sulphide bond, substance 16; size of page 7½x11 in., not to exceed ⅛ inch allowance for trim; type page, 30x54 ems, exclusive of page number; body of bill set in 12-pt. Roman and italic, according to instructions accompanying copy, single-leaded; introduction record in 10-pt. Roman; number and headline in 24-pt. black face; form to be approved by Joint Committee; no padding between paragraphs; pages numbered; lines numbered, each page having its own serial; contractor to read proof and to be responsible for correctness of work; bills containing errors to be reprinted or contractor penalized entire cost of page containing error at option of Joint Committee; 100 copies of each bill to be punched for standard 3-ring binder; bills of more than four pages side-stapled; bills of less than 36 pages to be delivered within forty-eight hours after the day of delivery of copy, bills of 36 pages or over within 72 hours; failure to deliver within time limit to be penalized one-fourth of contract price of bill for each day of delay.

It is further agreed that the said second parties shall at the time of execution of this contract, make and execute to the State of Arizona a good and sufficient surety bond, to be approved by the parties of the first part, in the sum of \$2,000.00, conditioned upon the faithful performance of this contract.

It is understood and agreed that all bills printed for, delivered to, and accepted by the Senate shall be paid for by the Senate, and all bills printed for, delivered to, and accepted by the

House of Representatives shall be paid for by the House of Representatives.

IN WITNESS WHEREOF, the said parties of the first part have caused their respective names to be hereunto subscribed by their respective chairmen and heretofore duly authorized, and the said parties of the second part have caused their corporate names to be hereto affixed by their duly authorized officers, at Phoenix, Arizona, this 11th day of January, 1937.

SENATE COMMITTEE ON EMPLOYEES AND SUPPLIES,

W. B. Kelly, Chairman (Signed.)

HOUSE COMMITTEE ON PRINTING AND CLERKS,

David J. Marks, Chairman (Signed).

BERT CAMPBELL

Bert Campbell (Signed).

EXHIBIT "A"

As per your call for quotations covering the printing requirements for the year 1937 we beg to submit the following prices:

BILLS

For printing Senate and House Bills in the following quantities, based on 1 to 16 pages:

500 copies.....	\$1.60 per page
750 copies.....	\$1.85 per page
1000 copies.....	\$2.10 per page
1500 copies.....	\$2.55 per page
2000 copies.....	\$2.95 per page
3000 copies.....	\$3.80 per page
4000 copies.....	\$4.75 per page
5000 copies.....	\$5.65 per page

For printing Senate and House Bills in the following quantities, based on 17 pages or over:

500 copies.....	\$1.60 per page
750 copies.....	\$1.80 per page
1000 copies.....	\$2.05 per page
1500 copies.....	\$2.50 per page
2000 copies.....	\$2.90 per page
3000 copies.....	\$3.75 per page
4000 copies.....	\$4.65 per page
5000 copies.....	\$5.55 per page

C O N T R A C T

—1—

THIS CONTRACT, made and entered into this 11th day of January, 1937, by and between Senate Committee on Employes and Supplies and House Committee on Printing and Clerks, acting for and in behalf of the Senate and House of Representatives of the Legislature of the State of Arizona, Regular Session of the Thirteenth Legislature, as parties of the first part and Sims Printing Company, party of the second part.

WITNESSETH:

THAT WHEREAS on the 11th day of January, 1937, the said parties of the first part, acting under, and pursuant to authorization duly made by the Senate and House of Representatives of the Legislature of the State of Arizona, Regular Session of the Thirteenth Legislature, in meeting duly assembled, received and opened certain bids for the printing of the Bills and the Journal of said Senate and House of Representatives.

WHEREAS, on the 11th day of January, 1937, the said party of the second party prepared and submitted to the said parties of the first part, their certified bid for the said printing of the said Bills and Journal aforesaid, in conformity with the prices, estimates and specifications laid down in said call, a copy whereof is hereto attached, marked Exhibit "A" and made a part of this contract to all intents and purposes as fully as if incorporated herein; and

WHEREAS, the said parties of the first part did, on the 11th day of January, 1937, find that the said party of the second part was the best and lowest responsible bidder for all that printing contained in said call as follows: for the printing of the Bills of the said Senate and House of Representatives of the Legislature of the State of Arizona, Regular Session of the Thirteenth Legislature, in all cases where two thousand copies are needed and the printing of the House and Senate Journal. And said parties of the first part did on said 11th day of January, 1937, accept the said bid of said party of the second part for the printing of the above mentioned Bills and Journal of said Senate and House of Representatives.

NOW THEREFORE, in consideration of the premises aforesaid, and of the covenants and agreements contained herein, and the payments herein provided for, the said party of the second part does hereby agree to print all of the said Bills and Journal of the said Senate and House of Representatives in strict conformity with the specifications contained in said call, with the exception of such changes as may be ordered by the parties of the first part and which appear elsewhere in this contract, at the following prices, to wit:

BILLS

2000 copies.....	\$2.90 per page
Above price is from one to sixteen pages.	
2000 copies.....	\$2.85 per page
Above price is for more than sixteen pages.	

Said bills are to be printed upon stock, plain sulphide bond, substance 16; size of page 7½x11 in., not to exceed ⅛ inch allowance for trim; type page, 30x54 ems, exclusive of page number; body of bill set in 12-pt. Roman and Italic, according to instructions accompanying copy, single-leaded; introduction record in 10-pt. Roman; number and headline in 24-pt. black face; form to be approved by Joint Committee; no padding between paragraphs; pages numbered; lines numbered, each page having its own serial; contractor to read proof and to be responsible for correctness of

work; bills containing errors to be reprinted or contractor penalized entire cost of page containing error at option of Joint Committee; 100 copies of each bill to be punched for standard 3-ring binder; bills of more than four pages side-stapled; bills of less than 36 pages to be delivered within forty-eight hours after the day of delivery of copy, bills of 36 pages or over within 72 hours; failure to deliver within time limit to be penalized one-fourth of contract price of bill for each day of delay.

JOURNAL

300 copies—100 signatures—100 galley proofs—\$2.25 per page

IT IS FURTHER AGREED that said second party shall, at the time of execution of this contract, make and execute to the State of Arizona, a good and sufficient surety bond to be approved by the parties of the first part, in the sum of \$4,000,000, conditioned upon the faithful performance of this contract.

It is understood and agreed that all bills printed for, delivered to, and accepted by the Senate shall be paid for by the Senate, and all bills printed for, delivered to, and accepted by the House of Representatives shall be paid for by the House of Representatives.

IN WITNESS WHEREOF, the said parties of the first part have caused their respective names to be hereunto subscribed by their respective chairmen heretofore duly authorized, and the said party of the second part has caused its corporate names to be hereto affixed by its duly authorized officers, at Phoenix, Arizona, this 11th day of January, 1937.

SENATE COMMITTEE ON EMPLOYEES AND SUPPLIES,

(signed) W. B. Kelly.

HOUSE COMMITTEE ON PRINTING AND CLERKS,

(signed) David J. Marks.

SIMS PRINTING COMPANY,

(signed) J. W. Sims.

Exhibit "A"

January 11, 1937

Committee on Printing and Clerks  
13th State Legislature  
Phoenix, Arizona.

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The contracts were received and filed.

#### INTRODUCTION AND FIRST READING OF BILLS

Mr. Babbitt introduced Senate Bill No. 63, entitled: "An act to amend section 660, Revised Code of Arizona, 1928, relative to foreign corporations."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

The Committee on Banking and Insurance introduced Senate Bill No. 64, entitled: "An act to exempt banking institutions from furnishing security for any deposits to the extent such deposits are insured under section 12B of the Federal Reserve act, as amended."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

The Committee on Banking and Insurance introduced Senate Bill No. 65, entitled: "An act relating to banks and banking and authorizing banking institutions to issue and sell capital notes or debentures; subordinating same to other claims; construing the term 'capital' as used in the banking laws to embrace the amount of capital notes and debentures outstanding and sold to the Reconstruction Finance Corporation; providing that the capital stock of a banking institution shall be deemed unimpaired when the amount of said capital notes or debentures as represented by cash or sound assets exceeds any impairment as found by the superintendent of banks; requiring any existing deficiency in capital to be paid in cash before retiring said capital notes or debentures; exempting them from assessment and the holders of same individually from any obligations of such institutions and from any assessments to restore impairment of their capital."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

The Committee on Banking and Insurance introduced Senate Bill No. 66, entitled: "An act relating to banks and banking and to authorize any bank, trust company, bank and trust company, banking association, stock savings bank or mutual savings bank now or hereafter organized under the laws of this state or the conservator, receiver or liquidator thereof, to enter into such contracts, incur such obligations and generally to do such acts as may be appropriate or necessary to take advantage of any and all memberships, loans, subscriptions, contracts, grants, rights or privileges which may, at any time, be available or enure to said banking institutions or their depositors or stockholders, or their

conservators, liquidators, or receivers, by virtue of any act or resolution of the Congress of the United States to aid, regulate or safeguard banking institutions and depositors, including the act creating the Federal Deposit Insurance Corporation; to empower any such banking institution to subscribe to and acquire any stock or debenture or bonds or other types of securities of said corporation and to comply with its regulations and requirements; to authorize the appointment of the Federal Deposit Insurance Corporation as receiver or liquidator of any such insured closed banking institution, and to authorize said corporation to do any and all things appropriate in the sale or acquirement of the assets of such institutions and in the liquidation of same; to make loans to same and to its receivers and liquidators and the superintendent of banks therefor; to provide for the subrogation of said corporation to the rights against said closed institutions of all insured depositors, whose deposits have been paid, or for the payment of which funds have been made available; to recognize right of said corporation to make examinations of and to require reports from such institution, and the superintendent of banks to accept same in lieu of any examination or report authorized to be made to said official; to provide for disclosure by said superintendent of banks to said corporation of the condition and affairs of such insured institution and access to information regarding same; to provide for the vesting of title in said corporation of assets of such closed institutions and the right for the corporation, as receiver or liquidator, to enforce the individual liability of stockholders and directors thereof."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Angius introduced Senate Bill No. 67, entitled: "An act relating to contracting, and to repeal chapter 102, Session Laws of 1931, and amendments."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Angius introduced Senate Bill No. 68, entitled: "An act to amend section 2967 of the Revised Code of 1928, relating to grazing and agricultural lands."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Rienhardt introduced Senate Bill No. 69, entitled: "An act to provide for minimum wages to be paid to police, peace officers and professional firefighters in the cities, towns and counties of the state of Arizona, according to classifications based on years of service, where such classifications now exist or shall be hereafter created, and exceptions thereto, and providing penalties for violations of any of the provisions of this act."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Pomeroy introduced Senate Bill No. 70, entitled: "An act to amend and re-enact paragraph 1 of sub-division (d) section 2, article 2, chapter 77 Session Laws of 1935, and repealing all laws and parts of laws in conflict therewith."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Rienhardt introduced Senate Bill No. 71, entitled: "An Act to provide for pensions for aged and physically disqualified members of police departments, and for the creation of police pension funds and police pension boards."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Angius introduced Senate Bill No. 72, entitled: "An act relating to the highway patrol, and repealing chapter 104, Session Laws of 1931, and amendments."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Moore introduced Senate Bill No. 73, entitled: "An act relating to taxation; providing for an allowance for prompt payment of property taxes, and amending section 3110, Revised Code of 1928."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Smith introduced Senate Bill No. 74, entitled: "An act relating to state parks, and creating the state park commission."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

#### REFERENCE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 61, by Mr. Truman, relating to relief of Pinal County, to the Committee on Appropriations.

Senate Bill No. 62, by Mr. Kelly, relating to Arizona Highway Patrol, to the Committee on Highways and Bridges.

House Bill No. 39, relating to repeal of State Fair Grounds appropriation, to the Committee on Appropriations.

House Bill No. 40, relating to improvement of State Fair Grounds, to the Committee on Appropriations.

House Joint Resolution No. 2, relating to celebration of the adoption of the Constitution of the United States, to the Committee on Judiciary.

#### SAVINGS BANKS' LOANS AND INVESTMENTS

Mr. Babbitt, for the Committee on Banking and Insurance, reported Senate Bill No. 6, by the Committee on Banking and Insurance, relating to savings banks' loans and investments, with the following recommendation:

That the Bill do pass, as revised by the Committee on Style, Revision and Compilation, and as amended by Mr. Patterson.

Mr. Babbitt moved the adoption of the report. The motion was agreed to, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### LICENSED MONEY LENDERS

Mr. Babbitt, for the Committee on Banking and Insurance, reported Senate Bill No. 29, by Mr. Patterson, relating to licensed money lenders, with the recommendation that the bill do pass.

Mr. Patterson, a Senator from Yavapai, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Banking and Insurance, was placed on the Calendar of the Committee of the Whole.

#### UNITED STATES BONDS

Mr. Babbitt, for the Committee on Banking and Insurance, reported House Bill No. 5, relating to United States bonds and defining the term for certain purposes, with the recommendation that the Bill do pass.

The Bill, accompanied by the report of the Committee on Banking and Insurance, was placed on the Calendar of the Committee of the Whole.

#### RELIEF OF B. M. ATWOOD AND J. E. DeSOUZA

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 2, by Mr. Pomeroy and Mr. Jones, relating to the relief of B. M. Atwood and J. E. DeSouza.

The Bill was placed under the order of business third reading of bills.

#### RECESS

Mr. Jones moved that the Senate stand at recess until 2 o'clock, p. m. The motion was agreed to, and (at 12 o'clock and five minutes, p. m.), the Senate stood at recess.

#### AFTERNOON SESSION

The President called the Senate to order at 2 o'clock, p. m.

#### BOULDER DAM POWER TRANSMISSION

The President laid before the Senate a resolution from the Winslow Chamber of Commerce, adopted January 18, 1937, asking support on behalf of legislation for the transmission of power from Boulder Dam.

#### SAVINGS BANKS' LOANS AND INVESTMENTS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 6, by the Committee

on Banking and Insurance, relating to savings banks' loans and investments.

The Bill was placed under the order of business third reading of bills.

#### RELIEF OF B. M. ATWOOD AND J. E. DeSOUZA

Senate Bill No. 2, by Mr. Pomeroy and Mr. Jones, relating to the relief of B. M. Atwood and J. E. DeSouza, was read the third and final time, and passed on roll call, which resulted: Ayes 16, not voting 3, as follows:

#### AYES

Angius	Moore	Truman
Babbitt	Patterson	Wieden
Baker	Pomeroy	Wiltbank
Dalton	Rienhardt	The President
Hunt	Smith	
McEachren	Stanton	

#### NOT VOTING

Harrison	Jones	Kelly
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The President announced the signing in open session of Senate Bill No. 2, by Mr. Pomeroy and Mr. Jones, relating to the relief of B. M. Atwood and J. E. DeSouza.

#### SAVINGS BANKS' LOANS AND INVESTMENTS

Senate Bill No. 6, by the Committee on Banking and Insurance, relating to savings banks' loans and investments, was read the third and final time, and passed on roll call, which resulted: Ayes 18, not voting 1, as follows:

#### AYES

Angius	Jones	Smith
Babbitt	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President

#### NOT VOTING

Kelly

The President announced the signing in open session of Senate Bill No. 6, by the Committee on Banking and Insurance, relating to savings banks' loans and investments.

#### COMMITTEE OF THE WHOLE

Mr. Patterson moved that the Senate resolve itself into Committee of the Whole for the consideration of bills on the Calendar. The motion was agreed to, and (at 2 o'clock and eighteen minutes, p. m.) the Senate resolved itself into Committee of the Whole with Mr. Dalton in the chair.

At 3 o'clock and thirty minutes, p. m., the Committee of the Whole arose.

ADJOURNMENT

Mr. Angius moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 3 o'clock and thirty-five minutes, p. m.), the Senate adjourned until tomorrow, Tuesday, February 2, 1937, at 10 o'clock, a. m.

PAUL C. KEEFE,  
President.

W. J. GRAHAM,  
Secretary.

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TUESDAY, FEBRUARY 2

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wieden
Hunt	Pomeroy	Wiltbank
Jones	Rienhardt	The President

The President announced that Mr. Babbitt had been excused.

THE JOURNAL

By unanimous consent the reading of the Journal of Monday, February 1, 1937, was dispensed with, and the Journal was approved.

GENERAL PULASKI'S MEMORIAL DAY

The President laid before the Senate a communication from the Governor, together with a joint resolution directing the Governor through legislative enactment to proclaim October 11 of each year General Pulaski's Memorial Day for the observance and commemoration of the death of Brigadier General Casimir Pulaski.

The resolution was referred to the Committee on Judiciary.

REPORT OF THE COMMITTEE OF THE WHOLE

Mr. Dalton, for the Committee of the Whole, reported House Bill No. 1, relating to actions for foreclosure; Senate Bill No. 16, by Mr. Smith and Mr. Dalton, relating to motor vehicle regulations; Senate Bill No. 17, by Mr. Smith and Mr. Dalton, relating to safety on highways; Senate Bill No. 29, by Mr. Peterson, relat-

ing to licensed money lenders; and House Bill No. 5, relating to United States bonds and defining the term for certain purposes.

The recommendations of the Committee were:

That House Bill No. 1 retain its place on the Calendar;

That Senate Bills Nos. 16 and 17 retain their places on the Calendar awaiting copies of amendments submitted by the Committee on Highways and Bridges;

That Senate Bill No. 29 do pass;

That House Bill No. 5 do not pass.

Mr. Dalton moved the adoption of the report. The motion was agreed to.

House Bill No. 1 retained its place on the Calendar.

Senate Bill No. 16 retained its place on the Calendar.

Senate Bill No. 17 retained its place on the Calendar.

Senate Bill No. 29 was referred to the Committee on Style, Revision and Compilation.

The President put the question, "Shall House Bill No. 5 pass?," which was decided in the negative on roll call, which resulted: Noes 17, not voting 2, as follows:

#### NOES

Angius	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Wieden
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President
Jones	Rienhardt	

#### NOT VOTING

Babbitt	Truman
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#### INTRODUCTION AND FIRST READING OF BILLS

Mr. Smith introduced Senate Bill No. 75, entitled: "An act to authorize and regulate the practice of chiropractic; to provide for the licensing and examination of chiropractors; to create a state board of chiropractic examiners and registration; to provide for the appointment and removal of same; to establish rules and regulations governing said board; to provide a curriculum; to establish a fee for examinations and renewal of chiropractic licenses; to provide for the disposal of the funds arising from said fees; to regulate the holding of meetings of said board and issuance of licenses to practice chiropractic; to provide a penalty for practicing chiropractic without a license as provided by this act; to provide for the improvement of the practice of chiropractic; and to repeal all acts in conflict herewith".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Kelly introduced Senate Bill No. 76, entitled: "An act relating to state administration; and to create a court of equalization and administrative review for the equalization of property assessments and review of the acts and decisions of administrative agencies".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Kelly introduced Senate Bill No. 77, entitled: "An act relating to the administration of state affairs, and providing for the reorganization of certain departments and the coordination of their duties".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Angius introduced Senate Bill No. 78, entitled: "An act relating to taxation, and creating a department of revenue".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Angius introduced Senate Bill No. 79, entitled: "An act relating to corporations, and creating the department of corporations, banking, and insurance".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Angius introduced Senate Bill No. 80, entitled: "An act relating to public utility corporations, and conditionally creating the department of public utility corporations".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Angius introduced Senate Bill No. 81, entitled: "An act relating to labor, and creating a department of industrial relations".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Angius introduced Senate Bill No. 82, entitled: "An act relating to state fiscal control, and providing for the establishment of a department of finance".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Jones introduced Senate Bill No. 83, entitled: "An act to prevent unfair sales and destructive merchandising practices, to restrain unfair competition in trade and in industry and to protect fair trade practices in distribution, and to provide penalties for violation".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Babbitt introduced Senate Bill No. 84, entitled: "An act relating to water, and amending article 1, chapter 81, Revised Code of 1928".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Pomeroy introduced Senate Bill No. 85, entitled: "An act relating to the duties of county treasurers, and amending article 7, chapter 16, Revised Code of 1928, by adding section 864a".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Rienhardt introduced Senate Bill No. 86, entitled: "An act relating to the industrial commission, and amending section 1392, Revised Code of 1928, as amended".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

#### REFERENCE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 63, by Mr. Babbitt, relating to foreign corporations, to the Committee on Judiciary.

Senate Bill No. 64, by the Committee on Banking and Insurance, relating to deposits insured under federal reserve act, to the Committee on Banking and Insurance.

Senate Bill No. 65, by the Committee on Banking and Insurance, relating to sale of capital notes or debentures, to the Committee on Banking and Insurance.

Senate Bill No. 66, by the Committee on Banking and Insurance, relating to amending act creating Federal Deposit Insurance Corporation, to the Committee on Banking and Insurance.

Senate Bill No. 67, by Mr. Angius, relating to registrar of contracts, to the Committee on Judiciary.

Senate Bill No. 68, by Mr. Angius, relating to state land lease rentals, to the Committee on Livestock.

Senate Bill No. 69, by Mr. Rienhardt, relating to minimum wage of peace officers and firemen, to the Committee on Municipalities.

Senate Bill No. 70, by Mr. Pomeroy, relating to tangible personal property tax, to the Committee on Finance and Revenue.

Senate Bill No. 71, by Mr. Rienhardt, relating to creation of police pension fund, to the Committee on Municipalities.

Senate Bill No. 72, by Mr. Angius, relating to abolishing the highway patrol, to the Committee on Highways and Bridges.

Senate Bill No. 73, by Mr. Moore, relating to prompt payment of property taxes, to the Committee on Finance and Revenue.

Senate Bill No. 74, by Mr. Smith, relating to state park commission, to the Committee on Public Lands.

PUBLICATION OF DELINQUENT TAX SALES

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 40, by Mr. Patterson, relating to publication of delinquent tax sales, with the recommendation that the Bill be amended as follows:

That the Bill be amended by striking, beginning with the word "from" in next to the last line, the remainder of the sentence and insert in lieu thereof "from again holding the office of county treasurer in this state";

That a new section, which is designated section 2, be added thereto:

"Section 2. The Board of Supervisors of each county shall include in each annual estimate or budget, as provided for by sections 3097 and 3098, Revised Code of Arizona, 1928, an amount sufficient to pay the expenses of tax sales";

and as so amended the Bill do pass.

Mr. Patterson, a Senator from Yavapai, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

FRATERNAL AND VETERANS ORGANIZATIONS

Mr. Patterson, for the Committee on Judiciary, reported House Bill No. 7, relating to fraternal and veterans' organizations, with the recommendation that the Bill do pass.

Mr. Rienhardt, a Senator from Gila, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

CELEBRATION OF THE ADOPTION OF THE CONSTITUTION OF THE UNITED STATES

Mr. Patterson, for the Committee on Judiciary, reported House Joint Resolution No. 2, relating to celebration of the adoption of the constitution of the United States, with the recommendation that the Resolution do pass.

Mr. Baker, the Senator from Yuma, was designated as manager of the Resolution.

The Resolution, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

### EXTRADITION OF PERSONS CHARGED WITH CRIME

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 44, by Mr. Patterson, relating to extradition of persons charged with crime, with the following recommendations:

Add to line 19, page 8, the following: "Provided, however, that no person shall be committed to jail or placed under bond to secure his appearance, as provided for by this act, pending requisition for a period in excess of fifteen days from the date of such commitment.";

Strike from line 2, page 9, the following words: "an offense punishable by death or life imprisonment" and insert in lieu thereof "a capital offense when the proof is evident or the presumption great"; and so amended the Bill do pass.

Mr. Smith, the Senator from Mohave, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

### REPEAL OF STATE FAIR GROUNDS APPROPRIATION

Mr. McEachren, for the Committee on Appropriations, reported House Bill No. 39, relating to repeal of state fair grounds appropriation, with the recommendation that the Bill do pass.

Mr. Angius, a Senator from Cochise, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

### DEFICIENCY APPROPRIATION FOR VETERANS' SERVICE OFFICER

Mr. McEachren, for the Committee on Appropriations, reported House Bill No. 38, relating to deficiency appropriation for veterans' service officer, with the the recommendation that the Bill do pass.

Mr. Wieden, a Senator from Pima, was designated as manager of the Bill.

Mr. McEachren moved that the rules be suspended and House Bill No. 38 be placed under the order of business second reading of bills for today. The motion was agreed to.

### RELIEF OF W. L. ELLSWORTH

Mr. McEachren, for the Committee on Appropriations, reported Senate Bill No. 35, by Mr. McEachren, for the relief of W. L. Ellsworth, with the recommendation that the Bill do pass.

Mr. Kelly, the Senator from Graham, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

RELIEF OF MARION P. McEUVEN

Mr. McEachren, for the Committee on Appropriations, reported Senate Bill No. 36, by Mr. McEachren, for the relief of Marion P. McEuen, with the recommendation that the Bill do pass.

Mr. Kelly, the Senator from Graham, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

RELIEF OF MARION P., CLAYTON, AND ARTHUR  
J. McEUVEN

Mr. McEachren, for the Committee on Appropriations, reported Senate Bill No. 37, by Mr. McEachren, for the relief of Marion P., Clayton, and Arthur J. McEuen, with the recommendation that the Bill do pass.

Mr. Kelly, the Senator from Graham, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

RELIEF OF CHIRICAHUA, FOUR DRAG, AND DOUBLE  
CIRCLE CATTLE COMPANIES

Mr. McEachren, for the Committee on Appropriations, reported Senate Bill No. 38, by Mr. Eachren, for the relief of Chiricahua, Four Drag, and Double Circle Cattle Companies, with the recommendation that the Bill do pass.

Mr. Kelly, the Senator from Graham, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

RELIEF OF SANTA CRUZ PROPERTY OWNERS

Mr. McEachren, for the Committee on Appropriations, reported Senate Concurrent Memorial No. 2, by Mr. Harrison, relating to relief of Santa Cruz property owners, with the recommendation that the Memorial do pass.

Mr. Harrison, the Senator from Santa Cruz, was designated as manager of the Memorial.

Mr. Harrison moved that the rules be suspended and Senate Concurrent Memorial No. 2 be placed under the order of business second reading of bills for today. The motion was agreed to.

RELIEF OF CHIRICAHUA, FOUR DRAG, AND DOUBLE  
CIRCLE CATTLE COMPANIES

Mr. McEachren, for the Committee on Appropriations, reported Senate Bill No. 34, by Mr. McEachren, for the relief of Chiricahua, Four Drag, and Double Circle Cattle Companies, with the recommendation that the Bill do pass.

Mr. Kelly, the Senator from Graham, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

RELIEF OF DOUBLE CIRCLE CATTLE COMPANY

Mr. McEachren, for the Committee on Appropriations, reported Senate Bill No. 33, by Mr. McEachren, for the relief of Double Circle Cattle Company, with the recommendation that the Bill do pass.

Mr. Kelly, the Senator from Graham, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

ARIZONA HIGHWAY PATROL

Mr. Smith, for the Committee on Highways and Bridges, reported Senate Bill No. 62, by Mr. Kelly, relating to Arizona highway patrol.

Mr. Smith, Mr. Rienhardt, Mr. Baker and Mr. Jones, a majority of the Committee, recommended that the Bill do pass.

Mr. Angius, Mr. Stanton and Mr. Dalton, a minority of the Committee, recommended that the Bill do not pass.

The Bill, accompanied by the report of the Committee on Highways and Bridges, was placed on the Calendar of the Committee of the Whole.

LANDLORD AND TENANT

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 31, by Mr. McEachren, relating to landlord and tenant, with the following recommendations:

In line 1, page 9, after the word "or" insert the words "wilful and material";

In line 9, page 1, after the word "alteration" insert the words "or damage";

In line 1, page 2, beginning with the word "or" strike all through the word "premises" in line 6, page 2;

Strike paragraph (c), lines 18, 19 and 20, page

2, and lines 1 and 2, page 3, and insert in lieu thereof new paragraph (c) to read as follows: "A tenant on a month to month basis shall give ten days' notice, and a tenant on a semi-monthly basis five days' notice, to the landlord of his intention to terminate the possession of the premises, prior to the time such termination is to take effect. Failure to give such notice shall render the tenant liable for rent for the ensuing rental period.";

Strike paragraph (c), lines 8, 9, 10, 11, 12, 13 and 14, page 4, and insert in lieu thereof new paragraph (c) to read as follows: "If the tenant refuses or fails to pay the rent owing and due, the landlord shall have a lien on and may seize such of the personal property of the tenant found on the premises as is not exempted by law, and hold the same as security for the payment of such rent. If the rent be not paid and satisfied within twenty days after such seizure, the landlord may sell said personal property in the manner provided for by section 2044 Revised Code of 1928.";

and as so amended the Bill do pass.

Mr. McEachren, a Senator from Gila, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

DEFICIENCY APPROPRIATION FOR VETERANS' SERVICE OFFICER

By unanimous consent, House Bill No. 38, relating to deficiency appropriation for veterans' service officer, was read the second time by number and title.

Mr. McEachren moved that the rules be further suspended and House Bill No. 38 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 18, not voting 1, as follows:

AYES

Angius	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wieden
Hunt	Pomeroy	Wiltbank
Jones	Rienhardt	The President

NOT VOTING

Babbitt

RELIEF OF SANTA CRUZ PROPERTY OWNERS

Senate Concurrent Memorial No. 2, by Mr. Harrison, relating to relief of Santa Cruz property owners, was read the second time in full.

Mr. Harrison moved that the rules be further suspended and Senate Concurrent Memorial No. 2 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 18, not voting 1, as follows:

## AYES

Angius	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wieden
Hunt	Pomeroy	Wiltbank
Jones	Rienhardt	The President

## NOT VOTING

Babbitt

The Memorial was referred to the Committee on Enrolling and Engrossing.

DEFICIENCY APPROPRIATION FOR VETERANS'  
SERVICE OFFICER

House Bill No. 38, relating to deficiency appropriation for veterans' service officer, was read the third and final time, and passed on roll call, which resulted: Ayes 18, not voting 1, as follows:

## AYES

Angius	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wieden
Hunt	Pomeroy	Wiltbank
Jones	Rienhardt	The President

## NOT VOTING

Babbitt

The President announced the signing in open session of House Bill No. 38, relating to deficiency appropriation for veterans' service officer.

## COMMITTEE OF THE WHOLE

Mr. Harrison moved that the Senate resolve itself into Committee of the Whole, for the consideration of Bills on the Calendar. The motion was agreed to, and (at 11 o'clock, a. m.) the Senate resolved itself into Committee of the Whole, with Mr. Truman in the chair.

At 11:50 o'clock, a. m., the Committee of the Whole arose.

## RELIEF OF SANTA CRUZ PROPERTY OWNERS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Concurrent Memorial No. 2, by Mr. Harrison, relating to relief of Santa Cruz property owners.

The Memorial was placed under the order of business third reading of bills.

Senate Concurrent Memorial No. 2 by Mr. Harrison, relating to relief of Santa Cruz property owners, was read the third and final time, and passed on roll call, which resulted: Ayes 16, not voting 3, as follows:

AYES

Angius	Kelly	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

NOT VOTING

Babbitt	McEachren	Stanton
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The President announced the signing in open session of Senate Concurrent Memorial No. 2, by Mr. Harrison, relating to relief of Santa Cruz property owners.

RECESS

Mr. Rienhardt moved that the Senate stand at recess until 3 o'clock, p. m. The motion was agreed to, and (at 11 o'clock and fifty-eight minutes, a. m.) the Senate stood at recess.

AFTERNOON SESSION

The President called the Senate to order at 3 o'clock, p. m.

COMMITTEE OF THE WHOLE

By unanimous consent, at (3 o'clock and one minute, p. m.) the Senate resolved itself into Committee of the Whole, for the consideration of bills on the Calendar.

At 5 o'clock, p. m. the Committee of the Whole arose.

ADJOURNMENT

Mr. Smith moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 5 o'clock and five minutes, p. m.) the Senate adjourned until tomorrow, Wednesday, February 3, 1937, at 10 o'clock, a. m.

PAUL C. KEEFE,  
President.

W. J. GRAHAM,  
Secretary.

## WEDNESDAY, FEBRUARY 3

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll call was called and the following Senators answered to their names:

Angius	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President
Jones	Smith	

The President announced that Mr. Babbitt and Mr. Kelly had been excused.

### THE JOURNAL

By unanimous consent the reading of the Journal of Tuesday, February 2, 1937, was dispensed with, and the Journal was approved.

### MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed House Bill No. 75, entitled: "An act relating to public welfare, and prescribing a residence qualification for applicants for relief".

### REPORT OF THE COMMITTEE OF THE WHOLE

Mr. Truman, for the Committee of the Whole, reported House Bill No. 1, relating to actions for foreclosure; and Senate Bill No. 16, by Mr. Smith and Mr. Dalton, relating to motor vehicle regulations.

The recommendations of the Committee were:

That House Bill No. 1 be amended as follows:  
Insert new section 2, to read as follows:

"Sec. 2., Chapter 29, Session Laws 1933, is amended to read as follows:

Section 2. In all actions now pending in which default has been entered but no judgment signed, the plaintiff or defendant shall have ten days from the date upon which this act becomes effective in which to file said application for continuance. Upon an order of continuance, as provided in this act, the court shall make such order or orders for the possession of the real estate involved in said action, giving preference to the owner or owners in possession, determining fair rental terms to be paid by the party or parties to be in possession, and application for distribution of the rents, income and proceeds from said real estate, and make such provisions for the preservation of said prop-

erty as in the discretion of the court may seem just and equitable during the continuance of said cause. In determining the fair rental terms per month, the court must fix an amount in the minimum equivalent to at least the accruing monthly interest on all real estate mortgages, taxes, insurance and necessary repairs. Said order shall provide that such rent, income or proceeds shall be paid to and distributed by the clerk of the superior court of the county in which said suit is pending, and further provide that in such distribution the taxes, insurance, cost of maintenance and up-keep of said real estate shall be paid in the priority named and the balance distributed as the court may direct; provided, however, that the court shall, upon a substantial violation of its order, or for other good and sufficient cause, set aside said order of continuance, and the cause shall proceed to trial as by law now provided."

Renumber section 2, "section 3";

and as so amended the Bill do pass.

That Senate Bill No. 16 be amended as follows:

Section 1, strike lines 5, 6 and 7, and the word "require" in line 8 of the printed bill, and insert in lieu thereof the following: "the county assessor of each county shall be the agent of the vehicle division for the purpose of distributing license plates, and shall be paid a fee therefor at the rate of fifty cents for each set of license plates issued by him";

In line 23, page 2, section 1, following the word "shall" strike the balance of line 23 and all of lines 24 and 25 and through the word "shall" in line 26.

In section 2, page 3, line 7, printed bill, following the word "application" strike the balance of line 7, all of line 8, through the word "division", and insert the following: "which shall consist of two 'drive-out' number plates of a distinctive type to be supplied by a licensed dealer of the division, which shall be attached to the front and rear of such vehicle, and at the expiration of fifteen days such plates shall be surrendered to the division and regular license plates affixed to the vehicle; and such dealer issuing such 'drive-out' plates shall on the day of the issuance thereof notify the local peace officers and the nearest highway patrolman, and shall be guilty of a misdemeanor if he fails to do so; any such officer or officers shall, on the sixteenth day after the issuance of such plates, if the same be not surrendered, seize and impound the said vehicle and hold it until such regular license plates are procured and placed thereon, and the owner of such vehicle shall be guilty of a misdemeanor, provided, however, that in the case of a foreign registration or other emergency, the division shall have the right to extend said time so as to allow time for clearance of title and registration".

On the typed bill, section 3, page 6, line 7, strike the word "sale" and insert the word "title";

In line 43, page 3, section 3, of the printed bill, following the word "division" insert "or the county assessor where such application is made";

In line 14, page 6, section 6, following the word "furnish" insert "through the various county assessors";

In section 8, page 7, line 15, following the word "division" insert "or county assessor";

In section 8, page 7, line 22, of the printed bill, following the word "year" strike the remainder of said line and lines 23, 24 25 and 26, and insert the following: "for a period not to exceed thirty days";

On page 9, line 13, of the printed bill, after the word "notice" insert the words "had been";

In section 19, page 15, line 38, of the printed bill, following the word "for", strike the period, insert a comma, and the words: "or the county assessors may issue such plates";

In section 21, page 16, line 43, of the printed bill, following the word "division" insert "or county assessor";

In section 21, page 17, line 8, of the printed bill, following the word "division" insert "or county assessor";

In section 21, page 17, line 38, of the printed bill, following the word "division" insert "or county assessor";

In section 22, page 18, line 18, following the word "division" strike the period, insert a comma, and the words: "or to the county assessor where such application is made";

and as so amended the Bill retain its place on the Calendar to await action on House Bill No. 23.

Mr. Truman moved the adoption of the report. The motion was agreed to.

House Bill No. 1 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 16 as amended was retained on the Calendar.

#### INTRODUCTION AND FIRST READING OF BILLS

Mr. Patterson introduced Senate Bill No. 87, entitled: "An act relating to the highway department and duties of the attorney general connected therewith, and declaring an emergency".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Patterson introduced Senate Bill No. 88, entitled: "An act to amend section 592 of the Revised Code of Arizona, 1928, providing for the voluntary dissolution of domestic corporations, the sale or exchange of their assets to another corporation for its stock; to protect dissenting stockholders in any exchange for stock in a dissolved corporation".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Patterson introduced Senate Bill No. 89, entitled: "An act to provide for the consolidation of two or more corporations, and the procedure necessary to perfect same; to protect dissenting stockholders in any consolidation of corporations".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Wieden introduced Senate Bill No. 90, entitled: "An act relating to Arizona institutions of higher learning; to provide for their administration, promotion and protection; and to repeal all acts and parts of acts inconsistent therewith."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Pomeroy introduced Senate Bill No. 91, entitled: "An act regulating the operation of motor vehicles equipped with short wave length radio receiving apparatus; restricting the use thereof; providing for issuance of permits hereunder; for cooperation between all peace officers; reports to be made; records to be kept; duties of officers to make act operative; penalties and duties of officers to make act operative; penalties and punishment for violations of act; for calling conference of peace officers; for adoption of rules and regulations by such conference; requiring boards of supervisors to appropriate funds; making appropriation for state highway patrol needs, equipment and apparatus, and declaring an emergency".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Pomeroy introduced Senate Bill No. 92, entitled: "An act amending sections 876, 3107, 3063, 3065, 3132 and 3136, Revised Code of Arizona, 1928, as amended by section 55, chapter 103, Session Laws of 1931, or any other amendments; providing for a tax protest fund; designating the manner in which judgments against counties based on tax protests shall be paid; providing for the withholding of moneys paid on judgments based on tax protests; providing the manner in which the state shall levy for its share of such judgments; providing for the jurisdiction of the superior court in actions brought to determine the illegality of any tax collected, and the jurisdiction of the superior court to try such actions brought to recover the excess; providing for appeal from the state board of equalization; repealing all acts or parts of acts in conflict herewith; and declaring an emergency".

Mr. Pomeroy moved that the rules be suspended and Senate

Bill No. 92 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Finance and Revenue.

Mr. Wieden introduced Senate Bill No. 93, entitled: "An act making an emergency appropriation to the attorney general to defray the costs and expenses of his office".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

House Bill No. 75, entitled: "An act relating to public welfare, and prescribing a residence qualification for applicants for relief", was, by unanimous consent, read the first time by number and title, and was laid over for one day.

#### REFERENCE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 75, by Mr. Smith, relating to chiropractors, to the Committee on Public Health.

Senate Bill No. 76, by Mr. Kelly, creating a state court of equilization, to the Committee on Judiciary.

Senate Bill No. 77, by Mr. Kelly, administrative reorganization act of 1937, to the Committee on Judiciary.

Senate Bill No. 78, by Mr. Angius, relating to taxation, and creating a state department of revenue, to the Committee on Judiciary.

Senate Bill No. 79, by Mr. Angius, relating to creation of the department of corporations, banking, and insurance, to the Committee on Judiciary.

Senate Bill No. 80, by Mr. Angius, relating to creation of department of public utility corporations, to the Committee on Judiciary.

Senate Bill No. 81, by Mr. Angius, relating to creation of a department of industrial relations, to the Committee on Judiciary.

Senate Bill No. 82, by Mr. Angius, relating to establishment of a department of finance, to the Committee on Judiciary.

Senate Bill No. 83, by Mr. Jones, relating to unfair competition in trade, to the Committee on Methods of Business.

Senate Bill No. 84, by Mr. Babbitt, relating to amendments to the water code, to the Committee on Agriculture and Irrigation.

Senate Bill No. 85, by Mr. Pomeroy, relating to duties of county treasurers, to the Committee on Methods of Business.

Senate Bill No. 86, by Mr. Rienhardt, relating to salaries of industrial commissioners, to the Committee on Appropriations.

#### PERSONAL PROPERTY TAXES

Mr. Moore, for the Committee on Finance and Revenue, re-

ported Senate Bill No. 7, by Mr. Smith, relating to personal property taxes, with the recommendation that the Bill be amended as follows:

Insert in line 4, page 1, following the words "such tax" the following: "shall be a debt against the owner of the property";

Strike the words "any or" from line 6, page 1;

Insert the words "proceed to" after the word "shall" in line 11, page 1;

Insert after the word "seized" in line 9, page 2, the following words: "and one publication of such notice in a newspaper of general circulation published in the county";

Insert after the word "bond", line 15, page 2, the following words: "running to the county assessor and conditioned upon the payment to the assessor of all taxes and costs, said bond to be";

Insert in line 16, page 2, after the word "assessor" the word "and";

Insert in line 20, page 2, after the word "person" the following words: "against whose property the assessment has been levied";

Strike the word "assessed" from line 21, page 2;

Insert in line 24, page 2, after the word "proceedings," "in other civil cases";

Strike the words "of any action", in line 28, page 2;

Insert after the word "proceeds", line 28, page 2, the following words: "derived from the sale of any personal property";

Strike all of line 37 after the word "fund" and lines 38 and 39, page 2;

Strike the words "at least once each day" from line 42, page 2;

Insert at the beginning of line 42, page 2, the following: "on the first Monday of each month";

Add a new paragraph (1) following line 44, page 2, of said Act, which shall provide as follows: "All laws in conflict with the provisions of this Act are hereby repealed".;

and as so amended the Bill do pass.

Mr. Babbitt, a Senator from Coconino, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on

Finance and Revenue, was placed on the Calendar of the Committee of the Whole.

#### FEES OF GRAZING LANDS

Mr. Hunt, for the Committee on Livestock, reported Senate Bill No. 28, by Mr. Smith, relating to fees of grazing lands, with the recommendation that the Bill do pass.

The Bill, accompanied by the report of the Committee on Livestock, was placed on the Calendar of the Committee of the Whole.

#### UNFAIR COMPETITION IN TRADE

Mr. Jones, for the Committee on Methods of Business, reported Senate Bill No. 83, by Mr. Jones, relating to unfair competition in trade, with the recommendation that the Bill do pass.

The Bill, accompanied by the report of the Committee on Methods of Business, was placed on the Calendar of the Committee of the Whole.

#### COMMITTEE OF THE WHOLE

Mr. Jones moved that the Senate resolve itself into Committee of the Whole, for the consideration of bills on the Calendar. The motion was agreed to, and (at 10 o'clock and thirty minutes, a. m.) the Senate resolved itself into Committee of the Whole, with Mr. Pomeroy in the chair.

At 12:10 o'clock, p. m., the Committee of the Whole arose.

#### RECESS

Mr. Smith moved that the Senate stand at recess until 2 o'clock, p. m. The motion was agreed to, and (at 12 o'clock and twelve minutes, p. m.) the Senate stood at recess.

#### AFTERNOON SESSION

The President called the Senate to order at 2 o'clock, p. m.

#### COMMITTEE OF THE WHOLE

By unanimous consent, (at 2 o'clock and fifteen minutes, p. m.) the Senate resolved itself into Committee of the Whole for the consideration of bills on the Calendar, with Mr. Pomeroy in the chair.

At 4:25 o'clock, p. m., the Committee of the Whole arose.

#### ADJOURNMENT

Mr. Smith moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 4 o'clock and twenty-seven minutes, p. m.) the Senate adjourned until tomorrow, February 4, 1937, at 10 o'clock, a. m.

W. J. GRAHAM,  
Secretary.

PAUL C. KEEFFE,  
President.

**THURSDAY, FEBRUARY 4**

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll call was called and the following Senators answered to their names:

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President

The President announced that Mr. Wieden had been excused.

**THE JOURNAL**

By unanimous consent the reading of the Journal of Wednesday, February 3, 1937, was dispensed with, and the Journal was approved.

**APPROVAL OF EXECUTIVE NOMINATIONS**

The President announced, for insertion in the Journal, that the Senate on February 1, 1937, in closed executive session, had approved and confirmed the appointments of Mr. John M. Scott and Mr. R. G. Langmade, as members of the Arizona State Highway Commission.

**REPORT OF THE COMMITTEE OF THE WHOLE**

Mr. Pomeroy, for the Committee of the Whole, reported Senate Bill No. 16, by Mr. Smith and Mr. Dalton, relating to motor vehicle regulations; Senate Bill No. 17, by Mr. Smith and Mr. Dalton, relating to safety on highways; Senate Bill No. 44, by Mr. Patterson, relating to extradition of persons charged with crime; Senate Bill No. 33, by Mr. McEachren, for the relief of Double Circle Cattle Company; Senate Bill No. 34, by Mr. McEachren, for the relief of Chiricahua, Four Drag, and Double Circle Cattle Companies; Senate Bill No. 35, by Mr. McEachren, for the relief of W. L. Ellsworth; Senate Bill No. 36, by Mr. McEachren, for the relief of Marion P. McEuen; Senate Bill No. 37, by Mr. McEachren, for the relief of Marion P., Clayton, and Arthur J. McEuen; Senate Bill No. 38, by Mr. McEachren, for the relief of Chiricahua, Four Drag, and Double Circle Cattle Companies; House Bill No. 39, relating to repeal of state fair grounds appropriation; and Senate Bill No. 62, by Mr. Kelly, relating to Arizona highway patrol.

The recommendations of the Committee were:

That Senate Bill No. 16, as amended, be retained on the Calendar;

That Senate Bill No. 17 be amended as follows:

On page 20 of the printed copy, strike all of lines 9, 10 and 11 through the word "public" and insert the

following: "The Motor Vehicle Superintendent shall promulgate and publish a list of explosives and inflammables coming within the prohibition of this section.";

On page 21 of the printed copy, line 13, following the word "county" insert "or to the nearest available officer";

On page 20 of the printed bill, strike lines 4, 5, 6 and 7;

On page 21 of the printed bill, line 9, strike "fif-dollar" and insert "twenty-five dollars";

and as so amended the Bill do pass.

That Senate Bill No. 44 be amended as follows:

Add to line 19, page 8, the following: "provided, however, that no person shall be committed to jail or placed under bond to secure his appearance, as provided for by this Act, pending requisition for a period in excess of fifteen days from the date of such commitment.";

Strike from line 2, page 9, the following words: "an offense punishable by death or life imprisonment" and insert in lieu thereof "a capital offense when the proof is evident or the presumption great";

and as so amended the Bill do pass.

That Senate Bills Nos. 33, 34, 35, 36, 37 and 38 do pass.

That House Bill No. 39 do pass.

That Senate Bill No. 62 do pass.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to.

Senate Bill No. 16 was retained on the Calendar.

Senate Bill No. 17 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 44 was referred to the Committee on Style, Revision and Compilation.

By unanimous consent, Senate Bill No. 33 was placed under the order of business second reading of bills.

By unanimous consent, Senate Bill No. 34 was placed under the order of business second reading of bills.

By unanimous consent, Senate Bill No. 35 was placed under the order of business second reading of bills.

By unanimous consent, Senate Bill No. 36 was placed under the order of business second reading of bills.

By unanimous consent, Senate Bill No. 37 was placed under the order of business second reading of bills.

By unanimous consent, Senate Bill No. 38 was placed under the order of business second reading of bills.

By unanimous consent House Bill No. 39 was placed under the order of business second reading of bills.

Senate Bill No. 62 was referred to the Committee on Style, Revision and Compilation.

#### INTRODUCTION AND FIRST READING OF BILLS

Mr. Truman introduced Senate Bill No. 94, entitled: "An act for the relief of Electrical district number two, Pinal county, Arizona".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Smith introduced Senate Bill No. 95, entitled: "An act relating to inspection of motor vehicles, trailers and semi-trailers and to amend chapter 31, Revised Code of 1928, as enacted by chapter 16, Session Laws 1931-32 (1st special), by adding a section to be designated section 1679a."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Rienhardt introduced Senate Bill No. 96, entitled: "An act to amend article 3, section 992, qualifications; powers and duties, chapter 21, Revised Code of Arizona, 1928, relating to powers and duties, county school superintendent".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Dalton introduced Senate Bill No. 97, entitled: "An act to amend section 2145, Revised Code of Arizona, 1928, as amended by section 1, chapter 15, Session Laws of 1929, Regular Session, as amended by section 27, chapter 43, Session Laws of 1931, regular session, as amended by section 2, chapter 69, Session Laws of 1933, regular session, relating to the slaughter of animals and sale of meat without license; repealing all acts and parts of acts in conflict herewith".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Jones introduced Senate Bill No. 98, entitled: "An act relating to public accountancy, and amending sections 1, 2, 4, 5, 7, 8, 9, and 10, chapter 45, Session Laws of 1932".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Truman introduced Senate Bill No. 99, entitled: "An act relating to taxation; providing for the compromising of taxes in certain cases, amending section 3127, Revised Code of 1928, and amending article 7, chapter 75, Revised Code of 1928, by adding section 3127a."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Angius introduced Senate Joint Resolution No. 2, referring to the attorney general a report of the state auditor concerning an audit of certain divisions of the state tax commission.

The Resolution was read the first time in full.

Mr. Angius moved that the rules be suspended and Senate Joint Resolution No. 2 be placed under the order of business second reading of bills for today. The motion was agreed to.

Mr. Smith introduced Senate Memorial No. 1, relating to the development of war minerals.

By unanimous consent the Memorial was read the first time by number and title.

Mr. Smith moved that the rules be suspended and Senate Memorial No. 1 be referred to the proper committee today. The motion was agreed to, and the Memorial was referred to the Committee on Mines and Mining.

#### SEATING OF MR. WIEDEN

The Sergeant-at-Arms announced (at 10:10 o'clock, a. m.) that Mr. Wieden, a Senator from Pima, had entered the Senate chamber and taken his seat.

#### REFERENCE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 87, by Mr. Patterson, relating to duties of attorney general, to the Committee on Judiciary.

Senate Bill No. 88, by Mr. Patterson, relating to assets in dissolved corporations, to the Committee on Judiciary.

Senate Bill No. 89, by Mr. Patterson, relating to stockholders in consolidated corporations, to the Committee on Judiciary.

Senate Bill No. 90, by Mr. Wieden, relating to institutions of higher learning, to the Committee on State Institutions.

Senate Bill No. 91, by Mr. Pomeroy, relating to motor vehicle radio apparatus, to the Committee on Highways and Bridges.

Senate Bill No. 93, by Mr. Wieden, relating to appropriation for attorney general, to the Committee on Appropriations.

House Bill No. 75, relating to residence qualification for relief, to the Committee on Judiciary.

#### SEMI-MONTHLY PAYDAYS

Mr. Wieden, for the Committee on Labor and Capital, reported Senate Bill No. 82, by Mr. Smith, relating to semi-monthly paydays, with the recommendation that the Bill be amended as follows:

On page 2, line 5, strike the word "twentieth" and in lieu thereof, insert the word "twenty-first";

On page 2, line 6, strike the word "fifth" and in lieu thereof, insert the word "sixth";

On page 2, line 9, strike the word "five" and in lieu thereof, insert the word "six";

On page 4, line 29, strike the period and insert the following "to any one individual."

On page 6, line 4, after the word "Repeal." strike the following sentence "Sections 4876 and 4877, Revised Code of 1928, as amended, are repealed." and insert in lieu thereof the following sentence "Chapter 33, regular session laws of 1933, and chapter 84, regular session laws of 1935 are hereby repealed."

On page 6, insert the following section "Sec. 19. This shall be in addition to and extend the provisions of section 4876 and 4877 of the Revised Code of 1928."

and as so amended the Bill do pass.

The Bill, accompanied by the report of the Committee on Labor and Capital, was placed on the Calendar of the Committee of the Whole.

#### PRIMARY ELECTIONS

Mr. Angius, for the Committee on Suffrage and Elections, reported Senate Bill No. 3, by Mr. Angius, relating to primary elections, with the recommendation that the Bill be amended as follows:

That Section 1 be amended to read:

"Section 1. Article 10, chapter 22, Revised Code of 1928, is amended by adding section 1283a:

1283a. (a) In the event that any candidate whether seeking the nomination of a political party or as a non-partisan candidate, for any office for which one person is to be elected, shall receive at such primary election a number of votes, on the ballot of the political party of which he seeks to be the nominee, or on such non-partisan ballot if he be a candidate for the non-partisan nomination, equal to a majority of all votes cast for all candidates for nomination for such office, he shall be the only nominee for such office whose name shall be printed on the official ballot of the general election.

(b) When two or more persons are to be elected for any office, and a number of candidates seeking the nomination for such office equal to or greater than the number to be elected each receive at such primary election a number of votes equal to a majority of all voters participating, which majority shall be ascertained by dividing the total number of votes cast for all candidates by twice the number of persons to be elected, and adding one, such persons, equal in number to the number of persons to be elected, receiving the

highest number of votes cast for candidates for such office, shall be the only nominees for such office whose names shall be printed on the official ballot of the general election.

(c) Immediately beneath the space in which is printed the name of any nominee as provided in subsections (a) and (b) a blank space shall be provided in which the elector may write the name of any person of his choice as a candidate for such office, and opposite said space a square in which the elector may mark a cross, in the manner provided by law for the marking of ballots."

That a new section 2 be inserted, to read:

"Sec. 2. SEVERABILITY. If any provision of this act be held invalid, such invalidity shall not affect other provisions which can be given effect without the invalid provision, and to this end the provisions of the act are declared to be severable."

That the present section 2 be re-numbered section 3, and amended to read:

"Sec. 3. 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."

That the title be amended to read:

#### "AN ACT

Relating to primary elections, providing that a candidate receiving a majority of the vote cast at a primary election shall be the only candidate for such office whose name shall appear on the ballot at the general election, and amending article 10, chapter 22, Revised Code of 1928, by adding section 1283a."

and as so amended the Bill do pass.

Mr. Angius, a Senator from Cochise, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Suffrage and Elections, was placed on the Calendar of the Committee of the Whole.

#### TAX PROTESTS

Mr. Moore, for the Committee on Finance and Revenue, reported Senate Bill No. 92, by Mr. Pomeroy, relating to tax protests, with the recommendation that the Bill be amended as follows:

Strike the word and figures "Section 3122" and

insert in lieu thereof "Section 3132" in line 16, page 2.

Strike after the word "provided" in line 26, page 2, all of lines 26, 27, 28, 29, 30 and 31, and insert in lieu thereof the following words: "no tax shall be deemed to have been paid under protest, unless at the time the said tax is paid a notice of protest is filed with the county treasurer, which notice of protest shall designate whether the whole or what part thereof is protested; the portion of the said tax payment that is protested as set forth in the said notice together with an additional ten per cent thereof, if the whole of said tax payment is not paid under protest, to be used for the payment of judgment including costs and interest that might be obtained by a taxpayer paying under protest shall be credited to the taxpayer in the tax protest fund and retained by the county treasurer and the remainder shall be apportioned and used in the same manner as though no protest had been made."

Strike the words "as follows" from line 6, page 3.

Insert "(a)" before the word "where", line 7, page 3, and strike the quotation marks before the word "where", line 7, page 3.

Insert "(b)" before the word "when" in line 13, page 3.

Insert "(c)" after the word "made" in line 22, page 3.

Strike all of line 27, page 3, after the word "fund" and the first four words of line 28, page 3, and insert in lieu thereof the following words: "and in the event any portion of any such judgment should then remain unpaid, such remaining balance".

Strike the word "paid" in line 5, page 5, and the words "under protest" line 6, page 5.

Strike all of line 7, page 5, after the word "sum" and strike all of the words in line 8, page 5, to the word "deposited" and insert in lieu thereof the words: "belonging to the state".

Strike the question mark after the word "state" in line 27, page 6.

Strike the word "cash" in line 24, page 6, and insert in lieu thereof the following words: "the same manner as though the excess tax had been paid under protest".

Insert after the word "payable" in line 17, page 7, a new sentence to read as follows: "Provided, however, that any tax payer whose taxes are now delinquent may, within thirty days from the effective date of this act, appeal from his assessment as fixed by the

tax commission and reviewed by the state board of equalization by paying such delinquent taxes under protest and by complying with the other requirements of this act relative to perfecting an appeal from the assessment reviewed by the state board of equalization."

Strike the word "transmit", line 29, page 7, and insert in lieu thereof the word "credit".  
And as so amended the Bill do pass.

The Bill, accompanied by the report of the Committee on Finance and Revenue, was placed on the Calendar of the Committee of the Whole.

#### RELIEF OF PINAL COUNTY

Mr. McEachren, for the Committee on Appropriations, reported Senate Bill No. 61, by Mr. Truman, relating to relief of Pinal county, with the recommendation that the Bill do pass.

Mr. Truman, the Senator from Pinal, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

#### DUTIES OF STATE AUDITOR

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 15, by Mr. Patterson, relating to duties of state auditor, with the recommendation that the Bill is correct as to form.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

#### PROPERTY SALE FOR DELINQUENT TAXES

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 39, by Mr. Patterson, relating to property sale for delinquent taxes, with the recommendation that the Bill be revised as follows:

That section 1 be revised as follows:

Line 13: Strike "pro-".

Line 14: Strike "vided, that".

Line 17: Strike "and provided further, that".

Line 18: Strike "tax", insert "taxes".

That the title be revised to read:

#### AN ACT

Relating to taxation, and amending section 34, chapter 103, Session Laws of 1931, regular session.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

#### POSSESSION OF MINING MACHINERY

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 24, by Mr. Smith, relating to possession of mining machinery, with the recommendation that the Bill be revised as follows:

That the title be revised to read:

#### AN ACT

Relating to the possession of mining machinery, and prohibiting possession without written evidence of lawful possession.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

#### FEDERAL HOUSING NOTES OR BONDS

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 19, by Mr. Babbitt, relating to federal housing notes and bonds, with the recommendation that the Bill be revised as follows:

That section 1 be revised to read:

Section 1. SECURITIES ELIGIBLE FOR DEPOSIT PURPOSES. Wherever collateral is required as security for the deposit of public or other funds, deposits required to be made with any public official or department, or an investment of capital, surplus, reserve or other fund required to be maintained consisting of designated securities, notes and bonds insured or debentures issued by the federal housing administrator shall be eligible for such purposes.

That the title be amended to read:

#### AN ACT

Relating to deposit of securities for public or other purposes.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

#### EXEMPTING FEDERAL HOUSING LOANS

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 20 by Mr. Babbitt, exempting federal housing loans from the operation of other statutes, with the recommendation that the Bill be revised as follows:

That section 1 be revised to read:

Section 1. OBLIGATIONS INSURED BY THE FEDERAL HOUSING ADMINISTRATOR. No law requiring security upon which loans may be made; prescribing the nature, amount or form of such security; prescribing or limiting interest rates upon loans, or prescribing or limiting the period for which loans may be made, shall apply to loans, advances of credit, or purchases of obligations representing loans and advances of credit heretofore or hereafter insured by the federal housing administrator.

That the title be revised to read:

#### AN ACT

Relating to loans and obligations insured by the federal housing administrator.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

#### GROSS INCOME TAX

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 41, by Mr. Jones, relating to gross income tax, with the recommendation that the Bill be revised as follows:

The title, to read:

#### AN ACT

Relating to taxation, and amending sections 16 and 36, chapter 8, Session Laws of 1933, first special session.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

#### PARTY ORGANIZATION AND GOVERNMENT

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 4, by Mr. Rienhardt, relating to party organization and government, with the recommendation that the Bill be revised as follows:

Section 1:

Page 1, lines 1 and 2; Strike "Proxies."

Page 2, line 13; Strike "next".

Page 2, line 25: Following "chairman," strike "due"; insert "after five days'"; following "notice thereof", strike "having been given for five (5) days before any such call"; following "by mail to", strike "all of the committeemen."; insert "each committeeman."

Page 2, lines 32 and 33: Strike "provided, however,".

Page 3 line 7: Preceding "chairmen", strike "the"; strike "his", insert "their"; following "accredited", strike "representative"; insert "representatives"; strike "such representative", insert "who"; following "shall be", strike "a duly elected member"; insert "members".

Page 3, line 8: Strike "all of whom", insert "They".

Page 3, line 11: Strike "Such", insert "The".

Page 3, lines 16 and 17: Strike "platform", insert "platforms".

Page 3, line 17: Strike "party and", insert "respective parties".

Page 3, line 18: Strike "such meeting", insert "them".

Page 3, line 19: Strike "same", insert "platforms".

The title, to read:

#### AN ACT

Relating to party organization and government, and amending section 1295, Revised Code of 1928.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

#### NOMINATING PETITIONS

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 10, by Mr. Rienhardt, relating to number of signatures on nomination papers, with the recommendation that the Bill be revised as follows:

Section 1:

Page 1, line 8: Strike "or", insert "nor".

Page 1, line 9: Strike "his", insert "the"; following "party" insert "of the candidate"; preceding "at least", insert "each of"; following "at least", strike "each of".

Page 1, line 10: Strike "in the state."

Page 1, line 12: Strike "or", insert "nor".

Page 1, line 13: Strike "his", insert "the"; following "county or", strike "of".

Page 1, line 14: Strike "his legislative".

Page 1, line 15: Strike "or", insert "nor".

Page 1, line 16: Strike "his", insert "the".

Page 1, line 18: Strike "or", insert "nor".

Page 1, line 19: Strike "his", insert "the".

Page 1, line 21: Strike "or", insert "nor"; strike "from his", insert "of the".

Page 1, line 22: Following "ten", strike "or", insert "nor".

Page 2, line 1: Strike "any".

Page 2, line 3: Strike "any one else to secure", insert "to be secured"; strike "numbers", insert "number".

Page 2, line 4: Strike "on his papers"; strike "hereinbefore set out", insert "herein provided".

Page 2, line 5: Strike "shall be".

The title, to read:

#### AN ACT

Relating to nominations, and amending section 1277, Revised Code of 1928.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

#### PURITY OF ELECTIONS

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 18, by Mr. Jones, relating to purity of elections, with the recommendation that the Bill be revised as follows:

Section 2, to read:

Sec. 2. USE OF AUTOMOBILE OWNED BY STATE PROHIBITED. It shall be unlawful to use any automobile or other vehicle belonging to the state or any political subdivision thereof, in or for the purposes of a political campaign, or in behalf of a political party, or in behalf of the candidacy of a person seeking nomination or election to a public office.

The title, to read:

#### AN ACT

Relating to the purity of elections, and prohibiting campaign contributions or the use of public vehicles by public employees.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

#### RELIEF OF DOUBLE CIRCLE CATTLE COMPANY

By unanimous consent Senate Bill No. 33, by Mr. Mc-

Eachren, for the relief of Double Circle Cattle Company, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

RELIEF OF CHIRICAHUA, FOUR DRAG, AND DOUBLE  
CIRCLE CATTLE COMPANIES

By unanimous consent Senate Bill No. 34, by Mr. McEachren, for the relief of Chiricahua, Four Drag, and Double Circle Cattle Companies, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

RELIEF OF W. L. ELLSWORTH

By unanimous consent Senate Bill No. 35, by Mr. McEachren, for the relief of W. L. Ellsworth, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

RELIEF OF MARION P. McEUEEN

By unanimous consent Senate Bill No. 36, by Mr. McEachren, for the relief of Marion P. McEuen, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

RELIEF OF MARION P., CLAYTON, AND ARTHUR J. McEUEEN

By unanimous consent Senate Bill No. 37, by Mr. McEachren, for the relief of Marion P., Clayton, and Arthur J. McEuen, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

RELIEF OF CHIRICAHUA, FOUR DRAG, AND DOUBLE  
CIRCLE CATTLE COMPANIES

By unanimous consent Senate Bill No. 38, by Mr. McEachren, for the relief of Chiricahua, Four Drag, and Double Circle Cattle Companies, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### PARTY ORGANIZATION AND GOVERNMENT

By unanimous consent Senate Bill No. 4, by Mr. Rienhardt, relating to party organization and government, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### AUDITOR'S AUDIT TO ATTORNEY GENERAL

By unanimous consent Senate Joint Resolution No. 2 by Mr. Angius, relating to auditor's audit to attorney general, was read the second time by number and title.

The President put the question "Shall the Resolution be engrossed and have a third reading?", which was decided in the affirmative, and the Resolution was referred to the Committee on Enrolling and Engrossing.

#### GROSS INCOME TAX

By unanimous consent Senate Bill No. 41, by Mr. Jones, relating to gross income tax, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### PROPERTY SALE FOR DELINQUENT TAXES

By unanimous consent Senate Bill No. 39, by Mr. Patterson, relating to property sale for delinquent taxes, was read the second time by number and title.

By unanimous consent the rules were suspended, and Senate Bill No. 39 was placed under the order of business third reading of bills for today on roll call, which resulted: Ayes 19, as follows:

#### AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The Bill was referred to the Committee on Enrolling and Engrossing.

DUTIES OF STATE AUDITOR

By unanimous consent Senate Bill No. 15, by Mr. Patterson, relating to duties of state auditor, was read the second time by number and title.

By unanimous consent the rules were suspended, and Senate Bill No. 15 was placed under the order of business third reading of bills for today on roll call, which resulted: Ayes 19, as follows:

AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The Bill was referred to the Committee on Enrolling and Engrossing.

FEDERAL HOUSING NOTES OR BONDS

By unanimous consent Senate Bill No. 19, by Mr. Babbitt, relating to federal housing notes or bonds, was read the second time by number and title.

By unanimous consent the rules were suspended, and Senate Bill No. 19 was placed under the order of business third reading of bills for today on roll call, which resulted: Ayes 19, as follows:

AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The Bill was referred to the Committee on Enrolling and Engrossing.

REPEAL OF STATE FAIR GROUNDS APPROPRIATION

By unanimous consent, House Bill No. 39, relating to repeal of state fair grounds appropriation, was read the second time by number and title.

By unanimous consent the rules were suspended, and House Bill No. 39 was placed under the order of business third reading of bills for today on roll call, which resulted: Ayes 19, as follows:

AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden

Dalton  
Harrison  
Hunt  
Jones

Patterson  
Pomeroy  
Rienhardt  
Smith

Wiltbank  
The President

#### POSSESSION OF MINING MACHINERY

By unanimous consent Senate Bill No. 24, by Mr. Smith relating to possession of mining machinery, was read the second time by number and title.

The Bill was referred to the Committee on Enrolling and Engrossing.

#### EXEMPTING FEDERAL HOUSING LOANS

By unanimous consent Senate Bill No. 20, by Mr. Babbitt, exempting federal housing loans from the operation of other statutes, was read the second time by number and title.

By unanimous consent the rules were suspended, and Senate Bill No. 20 was placed under the order of business third reading of bills for today on roll call, which resulted: Ayes 19, as follows:

#### AYES

Angius  
Babbitt  
Baker  
Dalton  
Harrison  
Hunt  
Jones

Kelly  
McEachren  
Moore  
Patterson  
Pomeroy  
Rienhardt  
Smith

Stanton  
Truman  
Wieden  
Wiltbank  
The President

The Bill was referred to the Committee on Enrolling and Engrossing.

#### NOMINATING PETITIONS

By unanimous consent Senate Bill No. 10, by Mr. Rienhardt, relating to number of signatures on nomination papers, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### PURITY OF ELECTIONS

By unanimous consent Senate Bill No. 18, by Mr. Jones, relating to purity of elections, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### POSSESSION OF MINING MACHINERY

Mr. Smith moved that Senate Bill No. 24, by Mr. Smith, relating to possession of mining machinery, be withdrawn from

the Committee on Enrolling and Engrossing, and re-referred to the Committee on Judiciary. The motion was agreed to.

REPEAL OF STATE FAIR GROUNDS APPROPRIATION

House Bill No. 39, relating to repeal of state fair grounds appropriation, was read the third and final time, and passed on roll call, which resulted: Ayes 19, as follows:

AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The President announced the signing in open session of House Bill No. 39, relating to repeal of state fair grounds appropriation.

DUTIES OF STATE AUDITOR

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 15, by Mr. Patterson, relating to duties of state auditor.

The Bill was placed under the order of business third reading of bills.

Senate Bill No. 15, by Mr. Patterson, relating to duties of state auditor, was read the third and final time, and passed on roll call, which resulted: Ayes 18, Noes 1, as follows:

AYES

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Wieden
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President

NOES

Truman

The President announced the signing in open session of Senate Bill No. 15, by Mr. Patterson, relating to duties of state auditor.

EXEMPTING FEDERAL HOUSING LOANS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 20, by Mr. Babbitt, exempting federal housing loans from the operation of other statutes.

The Bill was placed under the order of business third reading of bills.

Senate Bill No. 20, by Mr. Babbitt, exempting federal hous-

ing loans from the operation of other statutes, was read the third and final time and passed on roll call, which resulted: Ayes 19, as follows:

## AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The President announced the signing in open session of Senate Bill No. 20, by Mr. Babbitt, exempting federal housing loans from the operation of other statutes.

## PROPERTY SALE FOR DELINQUENT TAXES

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 39, by Mr. Patterson, relating to property sale for delinquent taxes.

The Bill was placed under the order of business third reading of bills.

Senate Bill No. 39, by Mr. Patterson, relating to property sale for delinquent taxes, was read the third and final time and passed on roll call, which resulted: Ayes 15, noes 4, as follows:

## AYES

Angius	Hunt	Patterson
Babbitt	Jones	Pomeroy
Baker	Kelly	Smith
Dalton	McEachren	Wieden
Harrison	Moore	The President

## NOES

Rienhardt	Stanton	Truman	Wiltbank
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The President announced the signing in open session of Senate Bill No. 39, by Mr. Paterson, relating to property sale for delinquent taxes.

## FEDERAL HOUSING NOTES OR BONDS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 19, by Mr. Babbitt, relating to federal housing notes or bonds.

The Bill was placed under the order of business third reading of bills.

Senate Bill No. 19, by Mr. Babbitt, relating to federal housing notes or bonds, was read the third and final time and passed on roll call, which resulted: Ayes 16, noes 3, as follows:

## AYES

Angius	Jones	Stanton
Babbitt	Kelly	Wieden

Baker  
Dalton  
Harrison  
Hunt

Moore  
Patterson  
Pomeroy  
Smith

Wiltbank  
The President

NOES

McEachren

Rienhardt

Truman

The President announced the signing in open session of Senate Bill No. 19, by Mr. Babbitt, relating to federal housing notes or bonds.

COMMITTEE OF THE WHOLE

Mr. Rienhardt moved that the Senate resolve itself into Committee of the Whole for the consideration of bills on the Calendar. The motion was agreed to, and (at 11 o'clock, a. m.) the Senate resolved itself into Committee of the Whole, with Mr. Rienhardt in the chair.

At 11:55 o'clock, a. m., the Committee of the Whole arose.

ADJOURNMENT

Mr. McEachren moved that the Senate adjourn until tomorrow at 9:30 o'clock, a. m. The motion was agreed to, and (at 12 o'clock, noon) the Senate adjourned until tomorrow, Friday, February 5, 1937, at 9:30 o'clock, a. m.

PAUL C. KEEFE,  
President.

W. J. GRAHAM,  
Secretary.

## FRIDAY, FEBRUARY 5

The Senate met at 9:30 o'clock, a. m.

Senator Pomeroy offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Jones	Smith
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	

The President announced that Mr. Stanton and Mr. Kelly had been excused.

### THE JOURNAL

By unanimous consent the reading of the Journal of Thursday, February 4, 1937, was dispensed with, and the Journal was approved.

### MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed House Concurrent Resolution No. 3, proposing an amendment of the constitution of Arizona relating to salaries of legislators.

### REPORT OF THE COMMITTEE OF THE WHOLE

Mr. Rienhardt, for the Committee of the Whole, reported Senate Bill No. 16, by Mr. Smith and Mr. Dalton, relating to motor vehicle regulations; Senate Bill No. 31, by Mr. McEachren, relating to landlord and tenant; Senate Bill No. 40, by Mr. Patterson, relating to publication of delinquent tax sales; House Bill No. 7, relating to fraternal and veterans' organizations; House Joint Resolution No. 2, relating to celebration of the adoption of the constitution of the United States; Senate Bill No. 7, by Mr. Smith, relating to personal property taxes; Senate Bill No. 28, by Mr. Smith, relating to fees of grazing lands; Senate Bill No. 83, by Mr. Jones, relating to unfair competition in trade; and Senate Bill No. 32, by Mr. Smith, relating to semi-monthly paydays.

The recommendations of the Committee were:

That Senate Bill No. 16, as amended, retain its place on the Calendar.

That Senate Bill No. 31 be amended as follows:  
Line 9, page 1, after the word "or" insert the words "wilful and material";

Line 9, page 1, after the word "alteration" insert the words "or damage";

In line 1, page 2, beginning with the word "or"

strike all through the word "premises" in line 6, page 2;

Strike paragraph (c), lines 18, 19 and 20, page 2, and lines 1 and 2, page 3, and insert in lieu thereof new paragraph (c) to read as follows: "A tenant on a month to month basis shall give ten days notice, and a tenant on a semi-monthly basis five days notice, to the landlord of his intention to terminate the possession of the premises, prior to the time such termination is to take effect. Failure to give such notice shall render the tenant liable for rent for the ensuing rental period.";

Strike paragraph (c), lines 8, 9, 10, 11, 12, 13 and 14, page 4, and insert in lieu thereof new paragraph (c) to read as follows: "If the tenant refuses or fails to pay the rent owing and due, the landlord shall have a lien on and may seize such of the personal property of the tenant found on the premises as is not exempted by law and hold the same as security for the payment of such rent. If the rent is not paid and satisfied within twenty days after such seizure, the landlord may sell said personal property in the manner provided for by section 2044, Revised Code of 1928.";

In line 10, page 1, strike the word "of" and insert in lieu thereof the word "or";

Add a new subdivision to section 4325 numbered (d) to read as follows: "Where the premises are sublet or the lease assigned, the landlord shall have a like lien against the sub-lessee or assignee as he has against the tenant and may enforce the same in like manner.";

and as so amended the Bill do pass.

That Senate Bill No. 40 retain its place on the Calendar.

That House Bill No. 7 do pass.

That House Joint Resolution No. 2 do pass.

That Senate Bill No. 7 retain its place on the Calendar.

That Senate Bill No. 28 be amended as follows:

Page 2, line 12, printed copy, after the word "county", strike balance of line 12 and all of line 13 and insert the following: "shall be placed to the credit of the school district within said county in which the land lies. If the lands do not lie within a school district, it shall be placed to the credit of the general school fund of the county in which said land lies"; and as so amended the Bill do pass.

That Senate Bill No. 83 retain its place on the Calendar.

That Senate Bill No. 32 retain its place on the Calendar.

Mr. Rienhardt moved the adoption of the report. The motion was agreed to.

Senate Bill No. 16 retained its place on the Calendar.

Senate Bill No. 31 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 40 retained its place on the Calendar.

House Bill No. 7 was placed under the order of business second reading of bills.

House Joint Resolution No. 2 was placed under the order of business second reading of bills.

Senate Bill No. 7 retained its place on the Calendar.

Senate Bill No. 28 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 83 retained its place on the Calendar.

Senate Bill No. 32 retained its place on the Calendar.

Mr. Rienhardt moved that Senate Bill No. 16 be withdrawn from the Committee of the Whole, and re-referred to the Committee on Highways and Bridges. The motion was agreed to.

#### INTRODUCTION AND FIRST READING OF BILLS

Mr. Rienhardt introduced Senate Bill No. 100, entitled: "An act to amend sections 2793, 2794, 2795, 2796, Revised Code of Arizona, 1928, and to repeal section 2797, Revised Code of Arizona, 1928, relating to classification of counties for fixing salaries".

By unanimous consent the Bill was read the first time by number and title.

Mr. Rienhardt moved that the rules be suspended and Senate Bill No. 100 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Judiciary.

Mr. Wieden introduced Senate Bill No. 101, entitled: "An act relating to public health and to provide a code for the promotion and protection thereof; and to repeal all acts and parts of acts inconsistent with this act".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Rienhardt introduced Senate Bill No. 102, entitled: "An act to amend section 2792, Revised Code of 1928, relating to salaries of judges, and declaring an emergency".

Mr. Rienhardt moved that the rules be suspended and Senate Bill No. 102 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Judiciary.

Mr. Wieden introduced Senate Bill No. 103, entitled: "An act relating to appointment of public officers, to fill vacancies, and amending paragraph 3056, Revised Code of 1928".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

House Concurrent Resolution No. 3, proposing an amendment to the constitution of Arizona relating to salaries of legislators, was, by unanimous consent, read the first time by number and title, and was laid over for one day.

#### REFERENCE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 94, by Mr. Truman, relating to Pinal County electrical district, to the Committee on Appropriations.

Senate Bill No. 95, by Mr. Smith, relating to inspection of motor vehicles, to the Committee on Highways and Bridges.

Senate Bill No. 96, by Mr. Rienhardt, relating to county school superintendents, to the Committee on Education.

Senate Bill No. 97, by Mr. Dalton, relating to slaughter of animals, to the Committee on Livestock.

Senate Bill No. 98, by Mr. Jones, relating to public accountancy, to the Committee on Methods of Business.

Senate Bill No. 99, by Mr. Truman, relating to compromise or taxes, to the Committee on Judiciary.

#### REGISTRAR OF CONTRACTS

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 67, by Mr. Angius, relating to registrar of contracts, without recommendation.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### WAR MINERALS

Mr. Stanton, for the Committee on Mines and Mining, reported Senate Memorial No. 1, by Mr. Smith, relating to war minerals, with the recommendation that the Memorial do pass.

The Memorial, accompanied by the report of the Committee on Mines and Mining, was placed on the Calendar of the Committee of the Whole.

#### POSSESSION OF MINING MACHINERY

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 24, by Mr. Smith, relating to possession of mining machinery, with the recommendation that the Bill be amended as follows:

At the end of line 3, page 1 of the typed Bill,

insert following the word "mining", the words "or construction"; and in line 2, page 1 of the typed Bill, following the word "mining", the words "or construction" be placed;

Strike the period at the end of line 7 of the typed Bill, page 1, insert a comma, and add thereto the following words "or an invoice for the same from an established dealer or manufacturer";

Strike the words "bill of sale" from the title of section 2, line 8, page 1, of the typed Bill, and in lieu thereof insert "evidence of ownership or possession";

In line 9, page 1 of the typed Bill, following the word "mining" in said line, insert "or construction";

In line 7, page 2, typed Bill, following the word "mining", insert "or construction";

In line 8, page 2, typed Bill, following the word "mining", insert "or construction";

That the title be amended by adding the words "or construction" following the word "mining"; and as so amended the Bill do pass.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the calendar of the Committee of the Whole.

#### SERVICE OF WRITS OF GARNISHMENT

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 12, by Mr. Rienhardt, relating to writs of garnishment, with the recommendation that the Bill be revised as follows:

Section 1, to read:

"Section 1. Sec. 4263, Revised Code of 1928, is amended to read:

4263. WRIT TO BE TESTED; SERVICE. (a) The writ of garnishment shall be dated and tested as other writs and may be delivered to the sheriff or constable by the officer who issued it, or to the plaintiff for that purpose. The officer receiving the writ shall immediately serve the same by delivering a copy thereof to the garnishee, and shall make return as of a summons.

(b) In cases where the serving officer would be required to travel five or more miles, and a fee of one dollar to be paid to the justice of the peace as prescribed by section 1465, Revised Code of 1928, the officer may make service by sending the writ, by registered mail, addressed to the garnishee at his place of residence, and the officer's affidavit (with return registry receipt attached) showing: 1. that the writ was enclosed in an envelope addressed to the garnishee

at his place of residence, 2. that the envelope, containing the writ, was registered and mailed, and, 3, that the return registry receipt attached is the true receipt therefor, shall be prima facie evidence of service of said writ of garnishment as of the date of delivery shown by said registry receipt."

The title, to read:

"AN ACT

Relating to writs of ganishment, and amending section 4263, Revised Code of 1928."

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

RELIEF OF

MARION P., CLAYTON, AND ARTHUR J. McEUEEN

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 37, by Mr. McEachren, for the relief of Marion P., Clayton, and Arthur J. McEuen.

The Bill was placed under the order of business third reading of bills.

RELIEF OF MARION P. McEUEEN

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill 36, by Mr. McEachren, for the relief of Marion P. McEuen.

The Bill was placed under the order of business third reading of bills.

AUDITOR'S AUDIT TO ATTORNEY GENERAL

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Joint Resolution No. 2, by Mr. Angius, relating to auditor's audit to attorney general.

The Resolution was placed under the order of business third reading of bills.

PARTY ORGANIZATION AND GOVERNMENT

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 4, by Mr. Rienhardt, relating to party organization and government, with the following correction:

Page 2, line 13, after "two", strike "vice-chairman" and insert "vice-chairmen".

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

**RELIEF OF DOUBLE CIRCLE CATTLE COMPANY**

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 33, by Mr. McEachren, for the relief of Double Circle Cattle Company.

The Bill was placed under the order of business third reading of bills.

**RELIEF OF CHIRICAHUA, FOUR DRAG, AND DOUBLE CIRCLE CATTLE COMPANIES**

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 38, by Mr. McEachren, for the relief of Chiricahua, Four Drag, and Double Circle Cattle Companies.

The Bill was placed under the order of business third reading of bills.

**GROSS INCOME TAX**

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 41, by Mr. Jones, relating to gross income tax.

The Bill was placed under the order of business third reading of bills.

**NOMINATING PETITIONS**

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 10, by Mr. Rienhardt, relating to number of signatures on nomination papers.

The Bill was placed under the order of business third reading of bills.

**PURITY OF ELECTIONS**

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 18, by Mr. Jones, relating to purity of elections.

The Bill was placed under the order of business third reading of bills.

**RELIEF OF W. L. ELLSWORTH**

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 35, by Mr. McEachren, for the relief of W. L. Ellsworth.

The Bill was placed under the order of business third reading of bills.

**RELIEF OF CHIRICAHUA, FOUR DRAG, AND DOUBLE CIRCLE CATTLE COMPANIES**

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 34, by Mr. McEachren, for the relief of Chiricahua, Four Drag, and Double Circle Cattle Companies.

The Bill was placed under the order of business third reading of bills.

SERVICE OF WRITS OF GARNISHMENT

By unanimous consent Senate Bill No. 12, by Mr. Rienhardt, relating to service of writs of garnishment, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

FRATERNAL AND VETERANS' ORGANIZATIONS

By unanimous consent House Bill No. 7, relating to fraternal and veterans' organizations, was read the second time by number and title.

Mr. McEachren moved that the rules be suspended, and House Bill No. 7 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 17, not voting 2, as follows:

AYES

Angius	Jones	Smith
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	

NOT VOTING

Kelly	Stanton
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CELEBRATION OF THE ADOPTION OF THE CONSTITUTION OF THE UNITED STATES

By unanimous consent House Joint Resolution No. 2, relating to celebration of the adoption of the constitution of the United States, was read the second time by number and title.

Mr. McEachren moved that the rules be suspended, and House Joint Resolution No. 2 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 17, not voting 2, as follows:

AYES

Angius	Jones	Smith
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	

NOT VOTING

Kelly	Stanton
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## POSSESSION OF MINING MACHINERY

Mr. Smith moved that Senate Bill No. 24, by Mr. Smith, relating to possession of mining machinery, be withdrawn from the Committee of the Whole, and the amendments recommended by the Committee on Judiciary submitted this date be adopted. The motion was agreed to, and the Bill was referred to the Committee on Enrolling and Engrossing.

## RELIEF OF MARION P., CLAYTON, AND ARTHUR J. McEUEEN

Senate Bill No. 37, by Mr. McEachren, for the relief of Marion P., Clayton, and Aruthur J. McEuen, was read the third and final time, and passed on roll call, which resulted: Ayes 12, Noes 5, not voting 2, as follows:

## AYES

Angius	Jones	Rienhardt
Babbitt	McEachren	Smith
Dalton	Moore	Truman
Hunt	Pomeroy	Wiltbank

## NOES

Baker	Patterson	The President
Harrison	Wieden	

## NOT VOTING

Kelly	Stanton
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The President announced the signing in open session of Senate Bill No. 37, by Mr. McEachren, for the relief of Marion P., Clayton, and Arthur J. McEuen.

RELIEF OF CHIRICAHUA, FOUR DRAG, AND  
DOUBLE CIRCLE CATTLE COMPANIES

Senate Bill No. 38, by Mr. McEachren, for the relief of Chiricahua, Four Drag, and Double Circle Cattle Companies, was read the third and final time, and passed on roll call, which resulted: Ayes 13, Noes 4, not voting 2, as follows:

## AYES

Angius	McEachren	Truman
Babbitt	Moore	Wiltbank
Dalton	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

## NOES

Baker	Patterson
Harrison	Wieden

## NOT VOTING

Kelly	Stanton
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The President announced the signing in open session of Senate Bill No. 38, by Mr. McEachren, for the relief of Chiricuhua, Four Drag, and Double Circle Cattle Companies.

RELIEF OF MARION P. McEUEEN

Senate Bill No. 36, by Mr. McEachren, for the relief of Marion P. McEuen, was read the third and final time, and passed on roll call, which resulted: Ayes 13, Noes 4, not voting 2, as follows:

AYES

Angius	McEachren	Truman
Babbitt	Moore	Wiltbank
Dalton	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

NOES

Baker	Patterson
Harrison	Wieden

NOT VOTING

Kelly	Stanton
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The President announced the signing in open session of Senate Bill No. 36, by Mr. McEachren, for the relief of Marion P. McEuen.

RELIEF OF W. L. ELLSWORTH

Senate Bill No. 35, by Mr. McEachren, for the relief of W. L. Ellsworth, was read the third and final time, and passed on roll call, which resulted: Ayes 13, Noes 4, not voting 2, as follows:

AYES

Angius	McEachren	Truman
Babbitt	Moore	Wiltbank
Dalton	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

NOES

Baker	Patterson
Harrison	Wieden

NOT VOTING

Kelly	Stanton
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The President announced the signing in open session of Senate Bill No. 35, by Mr. McEachren, for the relief of W. L. Ellsworth.

RELIEF OF CHIRICAHUA, FOUR DRAG, AND DOUBLE  
CIRCLE CATTLE COMPANIES

Senate Bill No. 34, by Mr. McEachren, for the relief of Chiricahua, Four Drag, and Double Circle Cattle Companies, was read the third and final time, and passed on roll call, which resulted: Ayes 13, Noes 4, not voting 2, as follows:

## AYES

Angius	McEachren	Truman
Babbitt	Moore	Wiltbank
Dalton	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

## NOES

Baker	Patterson
Harrison	Wieden

## NOT VOTING

Kelly	Stanton
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The President announced the signing in open session of Senate Bill No. 34, by Mr. McEachren, for the relief of Chiricahua, Four Drag, and Double Circle Cattle Companies.

## RELIEF OF DOUBLE CIRCLE CATTLE COMPANY

Senate Bill No. 33, by Mr. McEachren, for the relief of Double Circle Cattle Company, was read the third and final time, and passed on roll call, which resulted: Ayes 13, Noes, 4, not voting 2, as follows:

## AYES

Angius	McEachren	Truman
Babbitt	Moore	Wiltbank
Dalton	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

## NOES

Baker	Patterson
Harrison	Wieden

## NOT VOTING

Kelly	Stanton
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The President announced the signing in open session of Senate Bill No. 33, by Mr. McEachren, for the relief of Double Circle Cattle Company.

## PURITY OF ELECTIONS

Senate Bill No. 18, by Mr. Jones, relating to purity of elections, was read the third and final time, and passed on roll call, which resulted: Ayes 17, not voting 2, as follows:

## AYES

Angius	Jones	Smith
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	

NOT VOTING

Kelly Stanton

The President announced the signing in open session of Senate Bill No. 18, by Mr. Jones, relating to purity of elections.

NOMINATING PETITIONS

Senate Bill No. 10, by Mr. Rienhardt, relating to number of signatures on nomination papers, was read the third and final time, and passed on roll call, which resulted: Ayes 15, Noes 2, not voting 2, as follows:

AYES

Angius	Jones	Rienhardt
Baker	McEachren	Smith
Dalton	Moore	Truman
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President

NOES

Babbitt Wieden

NOT VOTING

Kelly Stanton

The President announced the signing in open session of Senate Bill No. 10, by Mr. Rienhardt, relating to number of signatures on nomination papers.

GROSS INCOME TAX

Senate Bill No. 41, by Mr. Jones, relating to gross income tax, was read the third and final time, and passed on roll call which resulted: Ayes 17, not voting 2, as follows:

AYES

Angius	Jones	Smith
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	

NOT VOTING

Kelly Stanton

The President announced the signing in open session of Senate Bill No. 41, by Mr. Jones, relating to gross income tax.

PARTY ORGANIZATION AND GOVERNMENT

Senate Bill No. 4, by Mr. Rienhardt, relating to party organization and government, was read the third and final time, and passed on roll call, which resulted: Ayes 17, not voting 2, as follows:

## AYES

Angius	Jones	Smith
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	

## NOT VOTING

Kelly	Stanton
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The President announced the signing in open session of Senate Bill No. 4, by Mr. Rienhardt, relating to party organization and government.

## AUDITOR'S AUDIT TO ATTORNEY GENERAL

Senate Joint Resolution No. 2, by Mr. Angius, relating to auditor's audit to attorney general, was read the third and final time, and passed on roll call, which resulted: Ayes 16, Noes 1, not voting 2, as follows:

## AYES

Angius	Jones	Smith
Babbitt	McEachren	Truman
Baker	Moore	Wiltbank
Dalton	Patterson	The President
Harrison	Pomeroy	
Hunt	Rienhardt	

## NOES

Wieden

## NOT VOTING

Kelly	Stanton
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The President announced the signing in open session of Senate Joint Resolution No. 2, by Mr. Angius, relating to auditor's audit to attorney general.

## FRATERNAL AND VETERANS' ORGANIZATIONS

House Bill No. 7, relating to fraternal and veterans' organizations, was read the third and final time, and passed on roll call, which resulted: Ayes 17, not voting 2, as follows:

## AYES

Angius	Jones	Smith
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	

## NOT VOTING

Kelly	Stanton
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The President announced the signing in open session of House Bill No. 7, relating to fraternal and veterans' organizations.

CELEBRATION OF THE ADOPTION OF THE CONSTITUTION  
OF THE UNITED STATES

House Joint Resolution No. 2, relating to celebration of the adoption of the constitution of the United States, was read the third and final time, and passed on roll call, which resulted: Ayes 17, not voting 2, as follows:

AYES

Angius	Jones	Smith
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	

NOT VOTING

Kelly	Stanton
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The President announced the signing in open session of House Joint Resolution No. 2, relating to celebration of the adoption of the constitution of the United States.

COMMITTEE OF THE WHOLE

Mr. McEachren moved that the Senate resolve itself into Committee of the Whole for the consideration of bills on the Calendar. The motion was agreed to, and (at 11 o'clock and fifteen minutes, a. m.) the Senate resolved itself into Committee of the Whole, with Mr. Baker in the chair.

At 11:58 o'clock, a. m., the Committee of the Whole arose.

RECESS

Mr. Angius moved that the Senate stand at recess until 2 o'clock, p. m. The motion was agreed to, and (at 12 o'clock, noon) the Senate stood at recess.

AFTERNOON SESSION

The President called the Senate to order at 2:10 o'clock, p. m.

COMMITTEE OF THE WHOLE

By unanimous consent the Senate, (at 2 o'clock and eleven minutes, p. m.) resolved itself into Committee of the Whole for the consideration of bills on the Calendar, with Mr. Baker in the chair.

At 3:50 o'clock, p. m., the Committee of the Whole arose.

ADJOURNMENT

Mr. McEachren moved that the Senate adjourn until Monday at 10 o'clock, a. m. The motion was agreed to, and (at 3 o'clock and fifty-two minutes, p. m.) the Senate adjourned until Monday, February 8, 1937, at 10 o'clock, a. m.

W. J. GRAHAM,  
Secretary.

PAUL C. KEEFE,  
President.

## MONDAY, FEBRUARY 8

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President

The President announced that Mr. Wieden had been excused.

### THE JOURNAL

By unanimous consent the reading of the Journal of Friday, February 5, 1937, was dispensed with, and the Journal was approved.

#### RELIEF OF SANTA CRUZ PROPERTY OWNERS

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Concurrent Memorial No. 2, by Mr. Harrison, relating to relief of Santa Cruz Property owners.

#### AUDITOR'S AUDIT TO ATTORNEY GENERAL

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Joint Resolution No. 2, by Mr. Angius, relating to auditor's audit to attorney general.

#### MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed House Concurrent Resolution No. 5, extending the state's hospitality to visiting Shriners.

#### REPORT OF THE COMMITTEE OF THE WHOLE

Mr. Baker, for the Committee of the Whole, reported Senate Bill No. 40, by Mr. Patterson, relating to publication of delinquent tax sales; Senate Bill No. 7, by Mr. Smith, relating to personal property taxes; Senate Bill No. 83, by Mr. Jones, relating to unfair competition in trade; Senate Bill No. 32, by Mr. Smith, relating to semi-monthly paydays; Senate Bill No. 92, by Mr. Pomeroy, relating to tax protests; Senate Bill No. 61, by Mr. Truman, relating to relief of Pinal county; Senate Bill No. 3, by Mr. Angius, relating to primary elections; Senate Memorial No. 1, by Mr. Smith, relating to war minerals; and Senate Bill No. 67, by Mr. Angius, relating to registrar of contracts.

The recommendations of the Committee were:

That Senate Bill No. 40 be amended as follows:

Strike begining with the word "from" in line 12 the remainder of the sentence and insert in lieu there- of "from again holding the office of county treasurer in this state";

That a new section designated "2" be added to read as follows: "The Board of Supervisors of each county shall include in each annual estimate or bud- get, as provided for by Sections 3097 and 3098, Revised Code of 1928, an amount sufficient to pay the ex- penses of tax sales."

and as so amended the Bill do pass.

That Senate Bill No. 7 retain its place on Calendar.

That Senate Bill No. 83 be amended as follows:

By inserting preamble after the enacting clause;

On page 2, line 5, strike "interest on borrowed capital";

On page 2, line 6, strike "credit losses";

On page 4, at end of section 5, insert new sub- section "(c)" to read as follows: "Any person violat- ing any of the provisions of this section shall be guilty of a misdemeanor punishable as set out in sec- tion 4 of this act."

On page 5, line 22, strike "his" and insert "him";

On page 6, line 31, strike "by" and insert "be";

Title sections as follows:

Section 2. Rebates, Refunds, Commissions on Unearned Discounts Prohibited. Penalties.

Section 3. Unfair Competition by Sales at Less than Cost or by Discrimination.

Section 4. Sales at less than cost Probided. Penalties.

Section 5. Aiding or assisting violation of act unlawful. Penalties.

Section 6. Exceptions.

Section 7. Injunction, who may apply for.

Section 8. Actions for damages or injunctive relief.

Section 9. Contract in contravention of act il- legal.

Section 10. Testimony of defendant, production of books and records required.

Section 11. Certain sales exempted from provisions of act.

Section 12. Meaning of Retail Trade, Wholesale Trade.

Section 13. Short Title of Act.

Section 14. Invalidity of part of Act shall not affect remainder.

Section 15. Purpose of Act. Construction.

And, as so amended, the Bill do pass.

That Senate Bill No. 32 be amended as follows:

On page 6, insert the following section:

Section 19. This shall be in addition to and extend the provisions of section 4877 of the Revised Code of 1928.

And, as so amended, the Bill be referred to the Committee on Judiciary.

That Senate Bill No. 92 retain its place on the Calendar.

That Senate Bill No. 61 do pass.

That Senate Bill No. 3 be amended as follows:

1. That section 1 be amended to read:

Section 1. Article 10, chapter 22, Revised Code of 1928, is amended by adding section 1283a:

1283a. (a) In the event that any candidate, whether seeking the nomination of a political party or as a non-partisan candidate, for any office for which one person is to be elected, shall receive at such primary election a number of votes, on the ballot of the political party of which he seeks to be the nominee, or on such non-partisan ballot if he be a candidate for the non-partisan nomination, equal to a majority of all votes cast for all candidates for nomination for such office, he shall be the only nominee for such office whose name shall be printed on the official ballot for the general election.

(b) when two or more persons are to be elected for any office, and a number of candidates seeking the nomination for such office equal to or greater than the number to be elected each receive at such primary election a number of votes equal to a majority of all voters participating, which majority shall be ascertained by dividing the total number of votes cast for all candidates by twice the number of persons to be elected, and adding one, such persons, equal in number to the number of persons to be elected, re-

ceiving the highest number of votes cast for candidates for such office, shall be the only nominees for such office whose names shall be printed on the official ballot of the general election.

(c) Immediately beneath the space in which is printed the name of any nominee as provided in subsections (a) and (b) a blank space shall be provided in which the elector may write the name of any person of his choice as a candidate for such office, and opposite said space a square in which the elector may mark a cross, in the manner provided by law for the marking of ballots.

2. That a new section 2 be inserted, to read:

Section 2. SEVERABILITY. If any provision of this act be held invalid, such invalidity shall not affect other provisions which can be given effect without the invalid provision, and to this end the provisions of the act are declared to be severable.

3. That the present section 2 be re-numbered section 3, and amended to read:

Section 3. 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.

4. That the title be amended to read:

AN ACT

Relating to primary elections, providing that a candidate receiving a majority of the vote cast at a primary election shall be the only candidate for such office whose name shall appear on the ballot at the general election, and amending article 10, chapter 22 Revised Code of 1928, by adding section 1283a.

And as so amended the Bill do pass.

That Senate Memorial No. 1 do pass.

That Senate Bill No. 67 be retained for the Calendar of the Committee of the Whole of February 15, 1937.

Mr. Baker moved the adoption of the report. The motion was agreed to.

Senate Bill No. 40 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 7 retained its place on the Calendar.

Senate Bill No. 83 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 32 was referred to the Committee on Judiciary.

Senate Bill No. 92 retained its place on the Calendar.

Senate Bill No. 61 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 3 was referred to the Committee on Style, Revision and Compilation.

Senate Memorial No. 1 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 67 was retained on the Calendar to February 15.

#### INTRODUCTION AND FIRST READING OF BILLS

Mr. Baker introduced Senate Bill No. 104, entitled: "An act relating to the abandoning of streets and alleys, and amending article 11, chapter 31, Revised Code of 1928, by adding sections 1701a and 1701b".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Hunt introduced Senate Bill No. 105, entitled: "An act relating to taxation, and amending section 3098, Revised Code of 1928".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Moore and Mr. Rienhardt introduced Senate Bill No. 106, entitled: "An act amending section 16 of chapter 100 of the session laws of Arizona, 1933, regular session, entitled: "An act relating to the transportation by motor vehicles of persons and property over the public highways, providing for the licensing, regulation and taxation of motor carriers and the regulation of private motor carriers, and repealing article 3 of chapter 15, and article 7 of chapter 31, Revised Code of 1928, and making provision for the validity of the remainder of the law, if part thereof is held unconstitutional".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. McEachren introduced Senate Bill No. 107, entitled: "An act to amend section 4218, Revised Code of Arizona, 1928, so as to provide for notice to owners when levies are made".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. McEachren introduced Senate Bill No. 108, entitled: "An act creating attorney's lien and for enforcement of same".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Patterson introduced Senate Bill No. 109, entitled: "An act to increase to the public the credit facilities of banks, trust

companies and national banks doing business in this state by authorizing the making of loans to be repaid in installments; to fix the rate of interest or discount that may be charged and to limit the charges thereon".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Patterson introduced Senate Bill No. 110, entitled: "An act to amend section 221, Revised Code of 1928, relating to the capital stock of banks".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Patterson introduced Senate Bill No. 111, entitled: "An act to amend section 271, Revised Code of 1928, as amended by chapter 97, Session Laws 1933, relating to dividends and the surplus fund of banks".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Patterson introduced Senate Bill No. 112, entitled: "An act repealing section 2637, Revised Code of 1928, as amended by chapter 28, Session Laws 1933, relating to minimum rate of interest on deposits; and declaring an emergency".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Patterson introduced Senate Bill No. 113, entitled: "An act relating to banking and authorizing banks to pledge assets to secure trust funds to the extent necessary to meet the regulations or requirements of the federal reserve bank".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. McEachren introduced Senate Bill No. 114, entitled: "An act for the relief of Charles N. Walters and others".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Patterson introduced Senate Bill No. 115, entitled: "An act to reimburse the general fund of the state for losses incurred in the closing of depository banks".

By unanimous consent the Bill was read the first time by number and title.

Mr. Patterson moved that the rules be suspended and Senate Bill No. 115 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Appropriations.

Mr. Pomeroy introduced Senate Bill No. 116, entitled: "An act to amend and reenact paragraph 3058, article 1, chapter 75, Revised Code of 1928, and repealing all laws and parts of laws in conflict therewith".

By unanimous consent the Bill was read the first time by

number and title, and was laid over for one day.

House Concurrent Resolution No. 5, extending the state's hospitality to visiting Shriners, was, by unanimous consent, read the first time by number and title, and was laid over for one day.

#### REFERENCE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 101, by Mr. Wieden, relating to public health, to the Committee on Public Health.

Senate Bill No. 103, by Mr. Wieden, relating to tax commission, to the Committee on Judiciary.

House Concurrent Resolution No. 3, relating to salaries of legislators, to the Committee on Constitutional Amendments and Referendum.

#### REVENUE BOND REFINANCING ACT OF 1937

Mr. Babbitt, for the Committee on Banking and Insurance, reported Senate Bill No. 54, by Mr. Kelly, relating to refinancing of revenue-producing works, with the recommendation that the Bill be amended as follows:

On page 10, section 14, line 32 of the printed bill; page 15, line 8, section 14 of the typewritten bill; the word "District" be stricken and the word "Superior" be inserted in lieu thereof.

On page 10, line 38, Section 14, of the printed Bill; page 15, line 13, section 14, of the typewritten bill; the word "District" be stricken and the word "Superior" be inserted in lieu thereof.

And as so amended the Bill do pass.

Mr. Kelly, the Senator from Graham, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Banking and Insurance, was placed on the Calendar of the Committee of the Whole.

#### EXTENSION OF TIME FOR COUNTIES, CITIES, TOWNS AND SCHOOL DISTRICTS TO BORROW MONEY OR ISSUE BONDS

Mr. Babbitt, for the Committee on Banking and Insurance, reported Senate Bill No. 55, by Mr. Kelly, relating to extension of time for counties, cities, towns, and school districts to borrow money or issue bonds, with the recommendation that the Bill do pass.

Mr. Kelly, the Senator from Graham, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Banking and Insurance, was placed on the Calendar of the Committee of the Whole.

BONDS NOT TO BE DEBTS OF MUNICIPALITY; TIME OF  
TERMINATION

Mr. Babbitt, for the Committee on Banking and Insurance, reported Senate Bill No. 53, by Mr. Kelly, providing that bonds issued by any municipality under this act shall not be a debt of the municipality, with the recommendation that the Bill do pass.

Mr. Kelly, the Senator from Graham, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Banking and Insurance, was placed on the Calendar of the Committee of the Whole.

## THE 1937 VALIDATING ACT

Mr. Babbitt, for the Committee on Banking and Insurance, reported Senate Bill No. 60, by Mr. Kelly, relating to validation of bonds, etc., for public works projects, with the recommendation that the Bill be amended as follows:

That a new section be added to be titled "Section 5", and to read as follows:

"Section 5. CONSTRUCTION. Nothing herein contained shall be construed as pledging the faith or credit of the State of Arizona for the payment of said bonds but said bonds shall be the obligations solely of the public body issuing them,"

And as so amended the Bill do pass.

Mr. Kelly, the Senator from Graham, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Banking and Insurance, was placed on the Calendar of the Committee of the Whole.

## ABOLISHING THE HIGHWAY PATROL

Mr. Smith, for the Committee on Highways and Bridges, reported Senate Bill No. 72, by Mr. Augius, relating to abolishing the highway patrol.

Mr. Smith, Mr. Baker, Mr. Jones, Mr. Stanton, and Mr. Rienhardt, a majority of the Committee recommended that the Bill do not pass.

Mr. Angius and Mr. Dalton, a minority of the Committee, recommended that the Bill do pass.

Mr. Angius, a Senator from Cochise, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Highways and Bridges, was placed on the Calendar of the Committee of the Whole.

## WELFARE AND EDUCATION OF INDIANS

Mr. Harrison, for the Committee on Education, reported Senate Bill No. 45, by Mr. Moore, relating to welfare and education of Indians, with the recommendation that the Bill do pass.

Mr. Moore, the Senator from Navajo, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Education, was placed on the Calendar of the Committee of the Whole.

## COUNTY SCHOOL SUPERINTENDENTS

Mr. Harrison, for the Committee on Education, reported Senate Bill No. 96, by Mr. Rienhardt, relating to county school superintendents, with the recommendation that the Bill do pass.

Mr. Rienhardt, a Senator from Gila, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Education, was placed on the Calendar of the Committee of the Whole.

## MEMBERSHIP OF LEGISLATURE

Mr. Harrison, for the Committee on Constitutional Amendments and Referendum, reported Senate Concurrent Resolution No. 4, by Mr. Jones, relating to membership of legislature, with the recommendation that the Resolution do pass.

Mr. Jones, a Senator from Maricopa, was designated as manager of the Resolution.

The Resolution, accompanied by the report of the Committee on Constitutional Amendments and Referendum, was placed on the Calendar of the Committee of the Whole.

## LIEUTENANT GOVERNOR

Mr. Harrison, for the Committee on Constitutional Amendments and Referendum, reported Senate Concurrent Resolution No. 3, by Mr. Jones, relating to lieutenant governor, with the recommendation that the Resolution do pass.

The Resolution, accompanied by the report of the Committee on Constitutional Amendments and Referendum, was placed on the Calendar of the Committee of the Whole.

EXTENSION OF TIME FOR CITIES AND TOWNS TO  
BORROW MONEY OR ISSUE BONDS

Mr. Babbitt, for the Committee on Banking and Insurance, reported Senate Bill No. 59, by Mr. Kelly, relating to extension of time for cities and towns to borrow money or issue bonds, with the recommendation that the Bill do pass.

Mr. Kelly, the Senator from Graham, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Banking and Insurance, was placed on the Calendar of the Committee of the Whole.

#### PINAL COUNTY ELECTRICAL DISTRICT

Mr. McEachren, for the Committee on Appropriations, reported Senate Bill No. 94, by Mr. Truman, relating to Pinal county electrical district, with the recommendation that the Bill do pass.

Mr. Truman, the Senator from Pinal, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

#### CAPITOL BUILDING ELEVATOR

Mr. McEachren, for the Committee on Appropriations, reported Senate Bill No. 47, by Mr. Rienhardt, relating to capitol building elevator, with the recommendation that the Bill be amended as follows:

On line 1, page 1, after the word "of" strike "fourteen thousand dollars" and in lieu thereof insert the following, "The sum of Twelve Thousand Five Hundred Dolars or as much thereof as is necessary",

and as so amended the Bill do pass.

Mr. Rienhardt, a Senator from Gila, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

Mr. Rienhardt moved that the Bill be withdrawn from the Committee of the Whole and placed under the order of business second reading of bills for today. The motion was agreed to.

#### RESIDENCE QUALIFICATION FOR RELIEF

Mr. Patterson, for the Committee on Judiciary, reported House Bill No. 75, relating to residence qualification for relief, with the recommendation that the Bill do pass.

Mr. Babbitt, the Senator from Coconino, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### CONTROL OF HIGHWAY DEPARTMENT

Mr. Smith, for the Committee on Highways and Bridges, reported Senate Bill No. 48, by Mr. Smith, relating to control of highway department, with the recommendation that the Bill be amended as follows:

That said bill be amended by striking therefrom paragraph (b) and inserting in lieu thereof the following: "(b) The control of the highway department is vested in the Arizona State Highway Commission. The Commission shall consist of five members, who shall be appointed by the Governor, by and with the advice and consent of the Senate and, at any time of appointment, the Governor shall submit not less than three names of appointees for each commissioner to be appointed, from which said list of appointees the Senate shall make selection and consent and confirm a commissioner or commissioners.";

That said bill be further amended by striking therefrom paragraph (c) and inserting in lieu thereof the following: "(c) The term of office of the members, after the first membership, shall be six years, and shall expire on January 31st of each odd numbered year hereafter, two of each at the first, two at the second and one at the third odd numbered year, provided that no person shall be appointed to serve a second term from any county of this state until a commissioner shall have been appointed and served from every county of the state";

That the emergency clause shall be stricken;

and as so amended the Bill do pass.

Mr. Smith, the Senator from Mohave, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Highways and Bridges, was placed on the Calendar of the Committee of the Whole.

#### LICENSED MONEY LENDERS

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 29, by Mr. Patterson, relating to licensed money lenders, with the recommendation that the Bill is correct as to form.

The Bill was placed under the order of business second reading of bills.

#### ACTIONS FOR FORECLOSURE

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported House Bill No. 1, relating to actions for foreclosure, with the recommendation that the Bill be revised as follows:

Section 2 (committee of the whole amendment):

Line 1: Following "amended" strike "to", insert "by adding section 2a:";

Line 3, Strike "2", insert "2a";

Line 6: Strike "said", insert "an";

Line 7: Strike "this act,", insert "section 1,";

- Line 8: Strike "for", insert "with respect to";
- Line 12: Strike "for", insert "or";
- Line 13: Strike "provisions", insert "provision";
- Line 16: Strike "must", insert "shall";
- Page 2, line 1: Strike "in the minimum";
- Page 2, line 3: Following "provide" insert "1.";
- Page 2, line 6: Strike "further provide", insert "2";
- Page 2, line 9: Strike "provided, however, that";
- Page 2, line 10: Following "upon" strike "a", insert "any"; strike "its", insert "such";
- Page 2, line 11: Strike "said", insert "its";
- Page 2, line 12: Strike "as by law";
- Page 2, line 13: Strike "now provided."

The title, to read:

AN ACT

Relating to mortgages; amending section 2, chapter 29, Session Laws of 1933, regular session, as amended, and amending said chapter 29 by adding section 2a.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

POSSESSION OF MINING MACHINERY

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 24, by Mr. Smith, relating to possession of mining machinery.

The Bill was placed under the order of business third reading of bills.

SERVICE OF WRITS OF GARNISHMENT

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 12, by Mr. Rienhardt, relating to service of writs of garnishment.

The Bill was placed under the order of business third reading of bills.

LICENSED MONEY LENDERS

By unanimous consent Senate Bill No. 29, by Mr. Patterson, relating to licensed money lenders, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative,

and the Bill was referred to the Committee on Enrolling and Engrossing.

#### ACTIONS FOR FORECLOSURE

By unanimous consent House Bill No. 1, relating to actions for foreclosure, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### CAPITOL BUILDING ELEVATOR

By unanimous consent Senate Bill No. 47, by Mr. Rienhardt, relating to capitol building elevator, was read the second time by number and title.

Mr. Rienhardt moved that the amendments submitted by the Committee on Appropriations be adopted. The motion was agreed to.

Mr. Rienhardt moved that the rules be further suspended and Senate Bill No. 47 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 18, not voting 1, as follows.

#### AYES

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President

#### NOT VOTING

Wieden

The Bill was referred to the Committee on Enrolling and Engrossing.

#### SERVICE OF WRITS OF GARNISHMENT

Senate Bill No. 12, by Mr. Rienhardt, relating to service of writs of garnishment, was read the third and final time and passed on roll call, which resulted: Ayes 18, not voting 1, as follows:

#### AYES

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President

#### NOT VOTING

Wieden

The President announced the signing in open session of Senate Bill No. 12, by Mr. Rienhardt, relating to service of writs of garnishment.

POSSESSION OF MINING MACHINERY

Senate Bill No. 24, by Mr. Smith, relating to possession of mining machinery, was read the third and final time, and passed on roll call, which resulted: Ayes 18, not voting 1, as follows:

AYES

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President

NOT VOTING

Wieden

The President announced the signing in open session of Senate Bill No. 24, by Mr. Smith, relating to possession of mining machinery.

RECESS

By unanimous consent (at 10 o'clock and fifty-two minutes, a. m.) the Senate stood at recess, subject to the call of the gavel.

The President called the Senate to order at 12 o'clock noon.

LICENSED MONEY LENDERS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 29, by Mr. Patterson, relating to licensed money lenders.

Mr. Smith moved that the rules be suspended and Senate Bill No. 29 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 18, not voting 1, as follows:

AYES

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President

NOT VOTING

Wieden

ACTIONS FOR FORECLOSURE

Mr. Pomeroy, for the Committee on Enrolling and Engross-

ing, reported as properly engrossed House Bill No. 1, relating to actions for foreclosure.

Mr. Smith moved that the rules be suspended and House Bill No. 1, be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 18, not voting 1, as follows:

AYES

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President

NOT VOTING

Wieden

CAPITOL BUILDING ELEVATOR

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 47, by Mr. Rienhardt, relating to capitol building elevator, with the following correction:

Strike the words "The sum" from line 5 of the amendment adopted February 8, 1937.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to and the Bill was placed under the order of business third reading of bills.

Senate Bill No. 47, by Mr. Rienhardt, relating to capitol building elevator, was read the third and final time, and passed on roll call, which resulted: Ayes 18, not voting 1, as follows:

AYES

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President

NOT VOTING

Wieden

The President announced the signing in open session of Senate Bill No. 47, by Mr. Rienhardt, relating to capitol building elevator.

LICENSED MONEY LENDERS

Senate Bill No. 29, by Mr. Patterson, relating to licensed money lenders, was read the third and final time, and passed on roll call, which resulted: Ayes 17, Noes 1, not voting 1, as follows:

AYES

Angius	Jones	Smith
Babbitt	Kelly	Stanton
Baker	More	Truman
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	

NOES

McEachren

NOT VOTING

Wieden

The President announced the signing in open session of Senate Bill No. 29, by Mr. Patterson, relating to licensed money lenders.

ACTIONS FOR FORECLOSURE

House Bill No. 1, relating to actions for foreclosure, was read the third and final time, and passed on roll call, which resulted: Ayes 17, Noes 1, not voting 1, as follows:

AYES

Angius	Kelly	Smith
Babbitt	McEachren	Stanton
Baker	Moore	Truman
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President
Jones	Rienhardt	

NOES

Dalton

NOT VOTING

Wieden

The President announced the signing in open session of House Bill No. 1, relating to actions for foreclosure.

INTRODUCTION AND FIRST READING OF BILLS

By unanimous consent the Senate reverted to the order of business, introduction and first reading of bills, and Mr. Jones introduced Senate Bill No. 117, entitled "An act concerning agricultural cooperative associations; providing for the incorporation, management and dissolution thereof; prescribing penalties for conduct that may impair the standing or credit of such associations; and repealing sections 556 to 575 both inclusive of Revised Code of Arizona, 1928".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Kelly introduced Senate Bill No. 118, entitled "An act

relating to civil service, and providing for a state personnel department".

By unanimous consent the Bill was read the first time by number and title.

Mr. Kelly moved that the rules be suspended and Senate Bill No. 118 be referred to the proper committee today. The motion was agreed to and the Bill was referred to the Committee on Methods of Business.

Mr. Kelly introduced Senate Concurrent Resolution No. 5, proposing an amendment to the constitution of Arizona, relating to civil service.

By unanimous consent the Resolution was read the first time by number and title.

Mr. Kelly moved that the rules be suspended and Senate Concurrent Resolution No. 5 be referred to the proper committee today. The motion was agreed to and the Resolution was referred to the Committee on Constitutional Amendments and Referendum.

#### RECESS

Mr. Pomeroy moved that the Senate stand at recess until 2:30 o'clock, p. m. The motion was agreed to, and (at 12 o'clock and twenty-five minutes, p. m.) the Senate stood at recess.

#### AFTERNOON SESSION

The President called the Senate to order at 2:35 o'clock p. m.

#### ADJOURNMENT

Mr. Patterson moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 2 o'clock and forty minutes, p. m.) the Senate adjourned until tomorrow, Tuesday, February 9, 1937, at 10 o'clock, a. m.

PAUL C. KEEFE,  
President.

W. J. GRAHAM,  
Secretary.

**TUESDAY, FEBRUARY 9**

The Senate met at 10 o'clock a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wieden
Hunt	Pomeroy	Wiltbank
Jones	Rienhardt	The President

The President announced that Mr. Babbitt had been excused.

**THE JOURNAL**

By unanimous consent the reading of the Journal of Monday, February 8, 1937, was dispensed with, and the Journal was approved.

**ACTIONS FOR FORECLOSURE**

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had refused to concur in the Senate amendments to House Bill No. 1, relating to actions for foreclosure, and that it had appointed a committee consisting of Representatives Wisener, Carson and Rosenbaum to confer with a like committee from the Senate on the matter of the disagreement.

Mr. Rienhardt moved the appointment of a conference committee to consist of three members to confer with the committee appointed by the House concerning the matter of disagreement to the Senate amendments to House Bill No. 1. The motion was agreed to.

The President designated Mr. Rienhardt, Mr. Patterson, and Mr. Kelly, as conferees on the part of the Senate.

**MESSAGE FROM THE HOUSE**

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed House Joint Memorial No. 3, on the retention of the tariff on copper.

**INTRODUCTION AND FIRST READING OF BILLS**

Mr. Patterson introduced Senate Bill No. 119, entitled: "An act relating to Papago Saguaro National Monument, and providing for administration of lands therein by the Arizona Cactus and Native Flora Society, Inc."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Truman introduced Senate Bill No. 120, entitled: "An act relating to water, and amending section 3289, article 1, chapter 81, Revised Code of Arizona, 1928".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Truman introduced Senate Bill No. 121, entitled: "An act relating to public health, and transferring the duties and powres of the state dairy commissioner to the state board of health".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Truman introduced Senate Bill No. 122, entitled: "An act relating to public health and sanitation; granting the state board of health the power to license and make regulations over hotels and restaurants as defined in this act; defining penalties for non-compliance; granting power of entry; providing for the partial financing of the inspection service provided herein; and repealing conflicting acts".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Wieden introduced Senate Bill No. 123, entitled: "An act relating to carriers for hire, and providing for the inspection and repair of the equipment thereof".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Angius introduced Senate Joint Resolution No. 3, directing the attorney general to act in the matter of a report to the eighth legislature, with relation to the office of secretary of state.

By unanimous consent the Resolution was read the first time by number and title, and was laid over for one day.

House Joint Memorial No. 3, on the retention of the tariff on copper, was, by unanimous consent, read the first time by number and title, and was laid over for one day.

#### REFERENCE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 104, by Mr. Baker, relating to streets and alleys, to the Committee on Municipalities.

Senate Bill No. 105, by Mr. Hunt, relating to adoption of budgets, to the Committee on Finance and Revenue.

Senate Bill No. 106, by Mr. Moore and Mr. Rienhardt, relating to motor vehicle registration, to the Committee on Highways and Bridges.

Senate Bill No. 107, by Mr. McEachren, relating to levy on personal property, to the Committee on Judiciary.

Senate Bill No. 108, by Mr. McEachren, relating to attorney's lien, to the Committee on Judiciary.

Senate Bill No. 109, by Mr. Patterson, relating to installment loans, to the Committee on Banking and Insurance.

Senate Bill No. 110, by Mr. Patterson, relating to capital stock of banks, to the Committee on Banking and Insurance.

Senate Bill No. 111, by Mr. Patterson, relating to dividends and surplus funds of banks, to the Committee on Banking and Insurance.

Senate Bill No. 112, by Mr. Patterson, relating to minimum rate of interest on deposits, to the Committee on Banking and Insurance.

Senate Bill No. 113, by Mr. Patterson, relating to pledging of bank assets, to the Committee on Banking and Insurance.

Senate Bill No. 114, by Mr. McEachren, for the relief of Charles N. Walters, to the Committee on Appropriations.

Senate Bill No. 116, by Mr. Pomeroy, relating to tax commission expenses, to the Committee on Appropriations.

Senate Bill No. 117, by Mr. Jones, relating to agricultural cooperative associations, to the Committee on Agriculture and Irrigation.

House Concurrent Resolution No. 5, relating to visiting Shriners, to the Committee on Judiciary.

#### ARIZONA HIGHWAY PATROL

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 62, by Mr. Kelly, relating to Arizona highway patrol, with the recommendation that the Bill is correct as to form.

The Bill was placed under the order of business second reading of bills.

#### FEES OF GRAZING LANDS

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 28, by Mr. Smith, relating to fees of grazing lands, with the recommendation that the Bill be revised as follows:

##### Section 2:

Page 2, line 12: Following "general school fund of the county" strike "in which said land lies."

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

#### LANDLORD AND TENANT

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 31, by Mr. McEachren, relating to landlord and tenant, with the recommendation that the Bill be revised as follows:

## Section 1:

Page 1, line 8: Following "removal or" insert "the".

## Section 2, subsection (c), to read:

(c) A tenant on a month to month basis shall give ten days previous notice, and a tenant on a semi-monthly basis five days previous notice, of his intention to terminate possession of the premises. Failure to give such notice shall render the tenant liable for the rent for the ensuing rental period.

## Section 3, subsection (c):

Page 2: Preceding "by section 2044" strike "for".

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

**EXTRADITION OF PERSONS CHARGED WITH CRIME**

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 44, by Mr. Patterson, relating to extradition of persons charged with crime, with the recommendation that the Bill be revised as follows:

## Section 16:

Page 5, line 8: Following "warrant" insert "not exceeding fifteen days,"

Page 5, line 13: Following "discharged" strike from "provided, however, that no person shall be committed to jail" down to and including the words "from the date of such commitment."

## Section 17:

Page 5, line 17: Following "a capital offense" strike "when", insert "where".

Mr. Pomeroy moved the adoption of the report. The motion was agreed to and the Bill was placed under the order of business second reading of bills.

**INSPECTION OF MOTOR VEHICLES**

Mr. Smith for the Committee on Highways and Bridges, reported Senate Bill No. 95, by Mr. Smith, relating to inspection of motor vehicles, with the recommendation that the Bill do pass.

The Bill, accompanied by the report of the Committee on Highways and Bridges, was placed on the Calendar of the Committee of the Whole.

**MOTOR VEHICLE RADIO APPARATUS**

Mr. Smtih, for the Committee on Highway and Bridges, reported Senate Bill No. 91, by Mr. Pomeroy, relating to motor vehicle apparatus, with the recommendation that the Bill do pass.

The Bill, accompanied by the report of the Committee on Highways and Bridges, was placed on the Calendar of the Committee of the Whole.

#### ARIZONA HIGHWAY PATROL

By unanimous consent Senate Bill No. 62, by Mr. Kelly, relating to Arizona highway patrol, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### LANDLORD AND TENANT

By unanimous consent Senate Bill No. 31, by Mr. McEachren, relating to landlord and tenant, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### FEES OF GRAZING LANDS

By unanimous consent Senate Bill No. 28, by Mr. Smith, relating to fees of grazing lands, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### EXTRADITION OF PERSONS CHARGED WITH CRIME

By unanimous consent Senate Bill No. 44, by Mr. Patterson, relating to extradition of persons charged with crime, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### COMMITTEE OF THE WHOLE

Mr. Rienhardt moved that the Senate resolve itself into Committee of the Whole for the consideration of bills on the Calendar. The motion was agreed to, and (at 10 o'clock and twenty minutes, a. m.) the Senate resolved itself into Committee of the Whole, with Mr. Rienhardt in the chair.

At 12:03 o'clock, p. m., the Committee of the Whole arose.

#### RECESS

Mr. Angius moved that the Senate stand at recess until 2

o'clock, p. m. The motion was agreed to and (at 12 o'clock and five minutes, p. m.) the Senate stood at recess.

#### AFTERNOON SESSION

The President called the Senate to order at 2 o'clock, p. m.

#### ADJOURNMENT

Mr. Angius moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 2 o'clock and five minutes, p. m.) the Senate adjourned until tomorrow, Wednesday, February 10, 1937, at 10 o'clock, a. m.

PAUL C. KEEFE,  
President.

W. J. GRAHAM,  
Secretary.

**WEDNESDAY, FEBRUARY 10**

The Senate met at 10 o'clock a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Stanotn
Dalton	Moore	Wieden
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President

The President announced that Mr. Truman had been excused.

**THE JOURNAL**

By unanimous consent the reading of the Journal of Tuesday, February 9, 1937, was dispensed with and the Journal was approved.

**MESSAGES FROM THE HOUSE**

Messages from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed the following:

House Bill No. 78, entitled: "An act relating to criminal proceedings, and providing for securing the attendance of witnesses from without the state".

House Bill No. 77, entitled: "An act relating to close pursuit, and to make uniform the law thereon".

House Joint Resolution No. 3, entitled: "Expressing assent of the state of Arizona to the provisions and purpose of the act approved June 29, 1935 (public No. 182, 74th Congress)".

**REPORT OF THE COMMITTEE OF THE WHOLE**

Mr. Rienhardt, for the Committee of the Whole, reported Senate Bill No. 7, by Mr. Smith, relating to personal property taxes; Senate Bill No. 92, by Mr. Pomeroy, relating to tax protests; Senate Bill No. 67, by Mr. Angius, relating to registrar of contracts; Senate Bill No. 94, by Mr. Truman, relating to Pinal County electrical district; Senate Bill No. 54, by Mr. Kelly, relating to revenue bond refinancing act of 1937; Senate Bill No. 55, by Mr. Kelly, relating to extension of time for counties, cities, towns and school districts to borrow money or issue bonds; Senate Bill No. 53, by Mr. Kelly, relating to bonds not to be debts of municipality; time of termination; Senate Bill No. 60, by Mr. Kelly, relating to validation of bonds, etc., for public works projects; Senate Bill No. 59, by Mr. Kelly, relating to extension of time for cities and towns to borrow money or issue bonds; Senate Bill No. 48, by Mr. Smith, relating to control of Highway Department; and House Bill No. 75, relating to residence qualification for relief.

The recommendations of the Committee were:

That Senate Bill No. 7 retain its place on the calendar.

That Senate Bill No. 92 be amended as follows:

Strike the word and figures "Section 3122" and insert in lieu thereof "Section 3132" in line 16, page 2;

Strike all after the word "provided" in line 26, page 2, and strike lines 27, 28, 29, 30, and 31, page 2, and insert in lieu thereof the following words: "no tax shall be deemed to have been paid under protest unless at the time the said tax is paid a notice of protest is filed with the county treasurer, which notice of protest shall designate whether the whole or what part thereof is protested; the portion of the said tax payment that is protested as set forth in the said notice, together with an additional ten per cent thereof, if the whole of said tax payment is not paid under protest, to be used for the payment of judgment including costs and interest that might be obtained by a taxpayer paying under protest shall be credited to the taxpayer in the tax protest fund and retained by the county treasurer and the remainder shall be apportioned and used in the same maner as though no protest had been made";

Strike the words "as follows" from line 6, page 3;

Insert "(a)" before the word "where", line 7, page 3; and strike the quotation marks before the word "where", line 7, page 3;

Insert "(b)" before the word "when" in line 13, page 3;

Insert "(c)" after the word "made" in line 22, page 3;

Strike all of line 27, page 3, after the word "fund", and the first four words of line 28, page 3, and insert in lieu thereof the following words: "and in the event any portion of any such judgment should then remain unpaid, such remaining balance".

Strike the word "paid" in line 5, page 5, and the words "under protest" line 6, page 5;

Strike all of line 7, page 5, after the word "sum"; and strike all of the words in line 8, page 5, to the word "deposited", and insert in lieu thereof the words: "belonging to the state";

Strike the question mark after the word "state" in line 27, page 6;

Strike the word "cash" in line 24, page 6, and insert in lieu thereof the following words; "the same manner as though the excess tax had been paid under protest";

Insert after the word "payable" in line 17, page 7, a new sentence to read as follows: "Provided, however, that any taxpayer whose taxes are now delinquent, may within thirty days from the effective date of this act, appeal from his assessment as fixed by the Tax Commission and reviewed by the state board of equalization by paying such delinquent taxes under protest and by complying with the other requirements of this act relative to perfecting an appeal from the assessment reviewed by the state board of equalization.";

Strike the word "transmit", line 29, page 7, and insert in lieu thereof the word "credit"; and as so amended the Bill do pass.

That Senate Bill No. 67 be retained on the Calendar for February 15th.

That Senate Bill No. 94 do pass.

That Senate Bill No. 54 retain its place on the Calendar;

That Senate Bill No. 55 do pass.

That Senate Bill No. 53 retain its place on the Calendar;

That Senate Bill No. 60 be amended as follows:

Add new section entitled Section 5 to read as follows: "Section 5. Construction. Nothing herein contained shall be construed as pledging the faith or credit of the state of Arizona for the payment of said bonds, but said bonds shall be the obligations solely of the public body issuing them."; and as so amended the Bill do pass.

That Senate Bill No. 59 retain its place on the Calendar;

That Senate Bill No. 48 be amended as follows:

By striking therefrom paragraph (b) and inserting in lieu thereof the following:

"(b) The control of the highway department is vested in the Arizona State Highway Commission. The Commission shall consist of five members, who shall be appointed by the Governor by and with the advice and consent of the Senate and, at any time of appointment, the Governor shall submit not less than three names of appointees for each commissioner to be appointed, from which said list of appointees the Senate shall make selection and consent and confirm a commissioner or commissioners.";

That said bill be further amended by striking therefrom paragraph (c) and inserting in lieu thereof the following: "(c) The term of office of the members, after the first membership, shall be six years,

and shall expire on January 31st of each odd numbered year hereafter, two of each at the first, two at the second and one at the third odd numbered year, provided that no person shall be appointed to serve a second term from any county of this state until a commissioner shall have been appointed and served from every county of the state"; That the emergency clause shall be stricken; and as so amended, the bill do pass.

That House Bill No. 75 be amended as follows:

In Section 2, line 4, after the numerals 1935 insert the words "as amended"; and as so amended the Bill do pass.

Mr. Rienhardt moved the adoption of the report. The motion was agreed to.

Senate Bill No. 7 retained its place on the Calendar.

Senate Bill No. 92 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 67 retained its place on the Calendar.

Senate Bill No. 94 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 54 retained its place on the Calendar.

Senate Bill No. 55 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 53 retained its place on the Calendar.

Senate Bill No. 60 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 59 retained its place on the Calendar.

Senate Bill No. 48 was referred to the Committee on Style, Revision and Compilation.

House Bill No. 75 was referred to the Committee on Style, Revision and Compilation.

#### INTRODUCTION AND FIRST READING OF BILLS

Mr. Jones introduced Senate Bill No. 124, entitled: "An act relating to the providing for the relief of Moore & Hyams, making an appropriation therefor and providing for the payment thereof".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Pomeroy introduced Senate Bill No. 125, entitled: "An act relating to taxation, and providing for a use or compensating tax on tangible personal property".

By unanimous consent the Bill was read the first time by number and title.

Mr. Pomeroy moved that Senate Bill No. 125 be referred to

the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Finance and Revenue.

Mr. Wiltbank introduced Senate Bill No. 126, entitled: "An act relating to counties and county officers; enumerating county charges, and amending section 889, Revised Code of 1928".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Pomeroy introduced Senate Bill No. 127, entitled: "An act relating to dependent children, and prescribing penalties for certain offenses".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Kelly introduced Senate Joint Resolution No. 4, extending an invitation to General Roman Yocupicio, Governor of Sonora, to visit Arizona.

The Resolution was read the first time in full.

Mr. Kelly moved that the rules be suspended and Senate Joint Resolution No. 4 be placed under the order of business second reading of bills for today. The motion was agreed to.

House Bill No. 77, entitled: "An act relating to close pursuit, and to make uniform the law thereon", was, by unanimous consent, read the first time by number and title, and was laid over for one day.

House Bill No. 78, entitled: "An act relating to criminal proceedings, and providing for securing the attendance of witnesses from without the state", was, by unanimous consent, read the first time by number and title, and was laid over for one day.

House Joint Resolution No. 3, expressing assent of the state of Arizona to the provisions and purpose of the act approved June 29, 1935 (public No. 182, 74th Congress.), was, by unanimous consent, read the first time by number and title, and was laid over for one day.

#### REFERENCE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 119, by Mr. Patterson, relating to Papago-Saguaro National Monument, to the Committee on Appropriations.

Senate Bill No. 120, by Mr. Truman, relating to water rights, to the Committee on Agriculture and Irrigation.

Senate Bill No. 121, by Mr. Truman, relating to state dairy commissioner, to the Committee on Public Health.

Senate Bill No. 122, by Mr. Truman, relating to hotels and restaurants, to the Committee on Public Health.

Senate Bill No. 123, by Mr. Wieden, relating to carriers for hire, to the Committee on Labor and Capital.

Senate Joint Resolution No. 3, by Mr. Angius, relating to office of secretary of state, to the Committee on Judiciary.

House Joint Memorial No. 3, relating to copper tariff, to the Committee on Judiciary.

#### SEATING OF MR. TRUMAN

The Sergeant-at-Arms announced (at 10:25 o'clock, a. m.) that Mr. Truman, the Senator from Pinal, had entered the Senate Chamber and taken his seat.

#### FOREIGN CORPORATIONS

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 63, by Mr. Babbitt, relating to foreign corporations.

Mr. Smith, Mr. Truman, Mr. Babbitt, and Mr. Hunt, a majority of the Committee, recommended that the Bill do pass.

Mr. Rienhardt and Mr. Patterson, a minority of the Committee, dissented.

Mr. Babbitt, the Senator from Coconino, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### STATE HOLIDAYS

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 27, by Mr. Rienhardt, relating to state holidays, with the recommendation that the Bill do pass.

Mr. Rienhardt, a Senator from Gila, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### ADMINISTRATIVE COURT ACT OF 1937

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 76, by Mr. Kelly, creating a state court of equalization, with the recommendation that the Bill do not pass.

Mr. Kelly, the Senator from Graham, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### ADMINISTRATIVE REORGANIZATION ACT

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 77, by Mr. Kelly, relating to reorganization of state departments, with the recommendation that the Bill do not pass.

Mr. Kelly, the Senator from Graham, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on

Judiciary, was placed on the Calendar of the Committee of the Whole.

VISITING SHRINERS

Mr. Patterson, for the Committee on Judiciary, reported House Concurrent Resolution No. 5, relating to visiting Shriners, with the recommendation that the Resolution do pass.

Mr. Patterson, a Senator from Yavapai, was designated as manager of the Resolution.

The Resolution, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

DUTIES OF ATTORNEY GENERAL

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 87, by Mr. Patterson, relating to duties of attorney general, with the recommendation that the Bill do pass.

Mr. Truman, the Senator from Pinal, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

SALARIES OF JUDGES

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 102, by Mr. Rienhardt, relating to salaries of judges, with the recommendation that the Bill do pass.

Mr. Rienhardt, a Senator from Gila, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

APPROPRIATION FOR ATTORNEY GENERAL

Mr. McEachren, for the Committee on Appropriations, reported Senate Bill No. 93, by Mr. Wieden, relating to appropriation for attorney general.

Mr. Jones, Mr. Kelly, Mr. Wieden, Mr. Moore, Mr. Harrison, and Mr. McEachren, a majority of the Committee, recommended that the Bill be amended as follows:

Strike out Section one in its entirety and in lieu thereof insert the following: "Section 1. There is hereby appropriated from any fund in the state treasury not otherwise appropriated the sum of six thousand three hundred and twenty-five dollars for the use of the attorney general to be expended as follows:

SALARIES:

1—Deputy corporation attorney .....	\$1,332.00
1— " constitutional attorney ....	850.00
1— " legislative attorney .....	500.00

3—Stenographers @ \$150.00 per mo. for 5 months .....	2,250.00	
Total salaries .....		\$4,932.00
TRAVEL:		
Transportation and subsistence .....	200.00	
Total travel .....		200.00
OPERATION:		
Telephone and telegraph and other delinquent bills .....	478.00	
Total operation .....		478.00
CAPITAL INVESTMENT:		
3—Typewriters .....	330.00	
3—Typewriter desks and chairs .....	135.00	
4—Steel filing cabinets (lock).....	250.00	
Total capital investment .....		715.00
TOTAL APPROPRIATION .....		<u>\$6,325.00</u>

and as so amended the Bill do pass.

Mr. Angius, a minority of the Committee, dissented.

Mr. Kelly, the Senator from Graham, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

#### SALARIES OF INDUSTRIAL COMMISSIONERS

Mr. McEachren, for the Committee on Appropriations, reported Senate Bill No. 86, by Mr. Rienhardt, relating to salaries of industrial commissioners, with the recommendation that the Bill do pass.

Mr. Rienhardt, a Senator from Gila, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

#### IMPROVEMENT OF STATE FAIR GROUNDS

Mr. McEachren, for the Committee on Appropriations, reported House Bill No. 40, relating to improvement of state fair grounds.

Mr. Jones, Mr. Harrison, Mr. Kelly, Mr. Moore, and Mr. McEachren, a majority of the Committee, recommended that the Bill do pass.

Mr. Angius and Mr. Wieden, a minority of the Committee, dissented.

Mr. Jones, a Senator from Maricopa, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

#### CHIROPRACTORS

Mr. Truman, for the Committee on Public Health, reported Senate Bill No. 75, by Mr. Smith, relating to chiropractors, with the recommendation that the Bill do not pass.

Mr. Smith, the Senator from Mohave, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Public Health, was placed on the Calendar of the Committee of the Whole.

#### SECURITY FOR WAGES IN MINING INDUSTRY

Mr. Wieden, for the Committee on Labor and Capital, reported House Bill No. 25, relating to security for wages in mining industry, with the recommendation that the Bill do pass.

Mr. Smith, the Senator from Mohave, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Labor and Capital, was placed on the Calendar of the Committee of the Whole.

#### OBTAINING LABOR BY FALSE PRETENSE

Mr. Wieden, for the Committee on Labor and Capital, reported Senate Bill No. 50, by Mr. Smith, relating to obtaining labor by false pretense, with the recommendation that the Bill do pass.

Mr. Smith, the Senator from Mohave, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Labor and Capital, was placed on the Calendar of the Committee of the Whole.

#### PUBLIC ACCOUNTANCY

Mr. Jones, for the Committee on Methods of Business, reported Senate Bill No. 98, by Mr. Jones, relating to public accountancy, with the recommendation that the Bill do pass.

Mr. Jones, a Senator from Maricopa, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Methods of Business, was placed on the Calendar of the Committee of the Whole.

#### CIVIL SERVICE CODE

Mr. Jones, for the Committee on Methods of Business, reported Senate Bill No. 118, by Mr. Kelly, relating to civil service code, with the recommendation that the Bill do pass.

Mr. Kelly, the Senator from Graham, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Methods of Business, was placed on the Calendar of the Committee of the Whole.

#### MINIMUM WAGE OF PEACE OFFICERS AND FIREMEN

Mr. Rienhardt, for the Committee on Municipalities, reported Senate Bill No. 69, by Mr. Rienhardt, relating to minimum wage of peace officers and firemen.

Mr. Pomeroy, Mr. Dalton and Mr. Rienhardt, a majority of the Committee, recommended that the Bill be amended as follows:

That section 4, line 43, page 3, of the printed bill, be amended by having the figures "\$150.00" stricken and the figures "\$175.00" inserted in lieu thereof;

That section 4, following said line on said page 3, of the printed bill, be amended by inserting "Deputy Sheriff—\$150.00 per month.";

That section 4, subsection (c) line 1, page 4, following the word "third" be amended by inserting "and fourth", and when amended said line will read "(c) third and fourth class counties.";

and as so amended the Bill do pass.

Mr. Patterson and Mr. Kelly, a minority of the Committee, dissented.

Mr. Dalton, a Senator from Pima, and Mr. Rienhardt, a Senator from Gila, were designated as managers of the Bill.

The Bill, accompanied by the report of the Committee on Municipalities, was placed on the Calendar of the Committee of the Whole.

#### CREATION OF POLICE PENSION FUND

Mr. Rienhardt, for the Committee on Municipalities, reported Senate Bill No. 71, by Mr. Rienhardt, relating to the creation of police pension fund.

Mr. Rienhardt, Mr. Dalton and Mr. Pomeroy, a majority of the Committee, recommended that the Bill be amended as follows:

That section 9, subsection (c) (2), line 38, page 4, of the printed bill, be amended by the word "sixteen" being stricken and the word "eighteen" be inserted in lieu thereof;

That section 13, line 36, page 5 of the printed bill, be amended by having figure (3) stricken and the letter (e) be inserted in lieu thereof;

That section 13, line 40, page 5, of the printed bill, be amended following the word "or" the word "if" be inserted;

That section 19, line 9, page 7, of the printed

bill, be amended by following the word "examination" the words "by a physician" be inserted;

That section 20, line 15, page 7, of the printed bill, be amended by having the word "not" stricken and the word "nor" inserted in lieu thereof; and as so amended the Bill do pass.

Mr. Kelly and Mr. Patterson, a minority of the Committee, dissented.

Mr. Dalton, a Senator from Pima, and Mr. Rienhardt, a Senator from Gila, were designated as managers of the Bill.

The Bill, accompanied by the report of the Committee on Municipalities, was placed on the Calendar of the Committee of the Whole.

#### STREETS AND ALLEYS

Mr. Rienhardt, for the Committee on Municipalities, reported Senate Bill No. 104, by Mr. Baker, relating to streets and alleys, with the recommendation that section 3, the emergency thereof, be stricken, and as so amended, the Bill do pass.

Mr. Baker, the Senator from Yuma, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Municipalities, was placed on the Calendar of the Committee of the Whole.

#### ARIZONA HIGHWAY PATROL

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 62, by Mr. Kelly, relating to Arizona Highway patrol.

The Bill was placed under the order of business third reading of bills.

#### FEES OF GRAZING LANDS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 23, by Mr. Smith, relating to fees of grazing lands.

The Bill was placed under the order of business third reading of bills.

#### LANDLORD AND TENANT

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 31, by Mr. McEachren, relating to landlord and tenant.

The Bill was placed under the order of business third reading of bills.

#### EXTRADITION OF PERSONS CHARGED WITH CRIME

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 44, by Mr. Patterson, relating to extradition of persons charged with crime.

The Bill was placed under the order of business third reading of bills.

#### ACTIONS FOR FORECLOSURE

Mr. Rienhardt, Mr. Patterson and Mr. Kelly, Senate conferees, and Mr. Wisener, Mr. Carson and Mr. Rosenbaum, House conferees, on the matter of disagreement to Senate amendments to House Bill No. 1, relating to actions for foreclosure, submitted the following report:

Your conferees in the matter of disagreement to Senate amendments to House Bill No. 1, relating to actions for foreclosure, report that the House recedes and accepts the Senate amendments thereto.

Mr. Rienhardt moved the adoption of the report. The motion was agreed to on roll call, which resulted: Ayes 19, as follows:

#### AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

#### GENERAL ROMAN YOCUPICIO

By unanimous consent Senate Joint Resolution No. 4, by Mr. Kelly, relating to General Roman Yocupicio, was read the second time by number and title.

Mr. Kelly moved that the rules be further suspended and Senate Joint Resolution No. 4 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 19, as follows:

#### AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The Bill was referred to the Committee on Enrolling and Engraving.

#### LANDLORD AND TENANT

Senate Bill No. 31, by Mr. McEachren, relating to landlord and tenant, was read the third and final time, and passed on roll call, which resulted: Ayes 17, Noes 2, as follows:

#### AYES

Angius	Kelly	Smith
Babbitt	McEachren	Stanton
Baker	Moore	Truman

Dalton  
Harrison  
Hunt

Patterson  
Pomeroy  
Rienhardt

Wieden  
The President

NOES

Jones

Wiltbank

The President announced the signing in open session of Senate Bill No. 31, by Mr. McEachren, relating to landlord and tenant.

FEES OF GRAZING LANDS

Senate Bill No. 28, by Mr. Smith, relating to fees of grazing lands, was read the third and final time, and passed on roll call, which resulted: Ayes 19, as follows:

AYES

Angius  
Babbitt  
Baker  
Dalton  
Harrison  
Hunt  
Jones

Kelly  
McEachren  
Moore  
Patterson  
Pomeroy  
Rienhardt  
Smith

Stanton  
Truman  
Wieden  
Wiltbank  
The President

The President announced the signing in open session of Senate Bill No. 28, by Mr. Smith, relating to fees of grazing lands.

EXTRADITION OF PERSONS CHARGED WITH CRIME

Senate Bill No. 44, by Mr. Patterson, relating to extradition of persons charged with crime, was read the third and final time, and passed on roll call, which resulted: Ayes 19, as follows:

AYES

Angius  
Babbitt  
Baker  
Dalton  
Harrison  
Hunt  
Jones

Kelly  
McEachren  
Moore  
Patterson  
Pomeroy  
Rienhardt  
Smith

Stanton  
Truman  
Wieden  
Wiltbank  
The President

The President announced the signing in open session of Senate Bill No. 44, by Mr. Patterson, relating to extradition of persons charged with crime.

ARIZONA HIGHWAY PATROL

Senate Bill No. 62, by Mr. Kelly, relating to Arizona highway patrol, was read the third and final time, and failed to pass on roll call, which resulted: Ayes 8, Noes 11, as follows:

AYES

Baker  
Jones  
Kelly

McEachren  
Pomeroy  
Rienhardt

Smith  
Truman

## NOES

Angius	Hunt	Wieden
Babbitt	Moore	Wiltbank
Dalton	Patterson	The President
Harrison	Stanton	

## GENERAL ROMAN YOCUPICIO

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Joint Resolution No. 4, by Mr. Kelly, relating to General Roman Yocupicio, as properly engrossed with the following correction:

Page 2, line 6, strike "capital" and insert "capitol".

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Resolution was placed under the order of business third reading of bills.

Senate Joint Resolution No. 4, by Mr. Kelly, relating to General Roman Yocupicio, was read the third and final time, and passed on roll call, which resulted: Ayes 19, as follows:

## AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The President announced the signing in open session of Senate Joint Resolution No. 4, by Mr. Kelly, relating to General Roman Yocupicio.

## MESSAGES FROM THE HOUSE

Messages from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed the following:

House Bill No. 3, entitled: "An act relating to the depositing of public moneys, and amending article 3, chapter 60, Revised Code of 1928, by the addition of section 263a".

House Bill No. 42, entitled: "An act relating to employer and employee; providing for the right of employees to bargain collectively, and to join or assist labor organizations of their own choosing".

House Bill No. 51, entitled: "An act relating to highways, and authorizing the state highway commission to designate certain roads as part of highway 93".

House Bill No. 49, entitled: "An act relating to private employment agents, and amending sections 5, 6, 13, and 17, article 6, Revised Code of 1928, as contained in chapter 112, Session Laws of 1931, regular session".

## INTRODUCTION AND FIRST READING OF BILLS

By unanimous consent the Senate reverted to the order of business, introduction and first reading of bills, and Mr. Smith introduced Senate Bill No. 128, entitled: "An act relating to conditions of labor in ore reduction works; amending section 1359, Revised Code of 1928, and amending chapter 24, Revised Code of 1928, by adding section 1359A".

By unanimous consent the Bill was read the first time by number and title.

Mr. Smith moved that the rules be suspended and Senate Bill No. 128 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Judiciary.

House Bill No. 49, entitled: "An act relating to private employment agents, and amending sections 5, 6, 13, and 17, article 6, Revised Code of 1928, as contained in chapter 112, Session Laws of 1931, regular session.", was, by unanimous consent, read the first time by number and title, and was laid over for one day.

House Bill No. 42, entitled: "An act relating to employer and employee; providing for the right of employees to bargain collectively, and to join or assist labor organizations of their own choosing", was, by unanimous consent, read the first time by number and title, and was laid over for one day.

House Bill No. 3, entitled: "An act relating to the depositing of public moneys, and amending article 3, chapter 60, Revised Code of 1928, by the addition of section 2634a", was, by unanimous consent, read the first time by number and title, and was laid over for one day.

House Bill No. 51, entitled: "An act relating to highways, and authorizing the State Highway Commission to designate certain roads as part of Highway 93", was, by unanimous consent, read the first time by number and title, and was laid over for one day.

## COMMITTEE OF THE WHOLE

Mr. McEachren moved that the Senate resolve itself into Committee of the Whole for the consideration of bills on the Calendar. The motion was agreed to, and (at 11 o'clock and twenty-five minutes, a. m.) the Senate resolved itself into Committee of the Whole, with Mr. Babbitt in the chair.

At 12:02 o'clock, p. m., the Committee of the Whole arose.

## RECESS

Mr. Patterson moved that the Senate stand at recess until 2 o'clock, p. m. The motion was agreed to, and (at 12 o'clock and four minutes, p. m.) the Senate stood at recess.

## AFTERNOON SESSION

The President called the Senate to order at 2 o'clock, p. m.

## PERSONAL PROPERTY TAXES

Mr. Moore moved that Senate Bill No. 7, by Mr. Smith, re-

lating to personal property taxes, be withdrawn from the Committee of the Whole and re-referred to the Committee on Finance and Revenue. The motion was agreed to.

#### COMMITTEE OF THE WHOLE

By unanimous consent, (at 2 o'clock and ten minutes, p. m.) the Senate resolved itself into Committee of the Whole for the consideration of bills on the Calendar, with Mr. Babbitt in the chair.

At 3:40 o'clock, p. m., the Committee of the Whole arose.

#### ADJOURNMENT

Mr. McEachren moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 3 o'clock and forty-two minutes, p. m.) the Senate adjourned until tomorrow, Thursday, February 11, 1937, at 10 o'clock, a. m.

PAUL C. KEEFE,  
President.

W. J. GRAHAM,  
Secretary.

## THURSDAY, FEBRUARY 11

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Jones	Rienhardt
Babbitt	Kelly	Stanton
Baker	McEachren	Truman
Dalton	Moore	Wieden
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President

The President announced that Mr. Smith had been excused.

### THE JOURNAL

By unanimous consent the reading of the Journal of Wednesday, February 10, 1937, was dispensed with, and the Journal was approved.

### GENERAL ROMAN YOCUPICIO

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Joint Resolution No. 4, by Mr. Kelly, relating to General Roman Yocupicio.

### ACTIONS FOR FORECLOSURE

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had adopted the joint conference committee report on House Bill No. 1, relating to actions for foreclosure.

### MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed House Bill No. 63, entitled: "An act relating to the extradition of persons charged with crime; making uniform the law with reference thereto, and repealing paragraphs 5295, 5296, 5297, 5298, 5300, 5301, and 5302, Revised Code of 1928".

### REPORT OF THE COMMITTEE OF THE WHOLE

Mr. Babbitt, for the Committee of the Whole, reported Senate Bill No. 67, by Mr. Angius, relating to registrar of contracts; Senate Bill No. 54, by Mr. Kelly, relating to refinancing of revenue-producing works; Senate Bill No. 53, by Mr. Kelly, providing that bonds issued by any municipality under this act shall not be a debt of the municipality; Senate Bill No. 59, by Mr. Kelly, relating to extension of time for cities and towns to borrow money or issue bonds; Senate Bill No. 72, by Mr. Angius, relating to abolishing the highway patrol; Senate Bill No. 45, by Mr. Moore, relating to welfare and education of Indians; Senate Bill No. 96, by Mr. Rien-

hardt, relating to county school superintendents; Senate Concurrent Resolution No. 3, by Mr. Jones, relating to lieutenant governor; and Senate Concurrent Resolution No. 4, by Mr. Jones, relating to membership of legislature.

The recommendations of the Committee were:

That Senate Bill No. 67 be retained on the Calendar for February 15.

That Senate Bill No. 54 be amended as follows:

Section 1, page 2, line 16 (printed bill), add after the semi-colon at the end of line 16 "but shall not include or mean the construction, development or acquisition, directly or indirectly, of any new or different enterprise";

Section 4, page 3, strike all of section 4, lines 4 to 14, inclusive, and substitute the following: Section 4. Procedure for Authorization. (a) Refunding bonds for the purpose only of refinancing any enterprise shall be authorized by resolution or resolutions of the governing body of the municipality. Such resolution or resolutions may be adopted at a regular or special meeting, and at the same meeting at which they are introduced, by a majority of all the members of the governing body then in office. Such resolution or resolutions shall take effect immediately upon the adoption thereof. No other proceedings or procedure of any character whatever shall be required for the issuance or refunding bonds by the municipality for the refinancing only of any enterprise.

(b) Whenever such refunding bonds are to be issued and used to finance or aid in the financing of the improving and refinancing of an enterprise, the question whether bonds shall be issued for said purposes shall be submitted to the real property taxpayers of the municipality who are in all other respects qualified electors thereof. No refunding bonds shall be issued for the improving and refinancing of any enterprise without the assent of a majority of such qualified electors voting at an election held for that purpose in the manner provided by section 5 of the Revenue Bond Act of 1934, and all proceedings had with respect to the authorizing of the issuance of such refunding bonds for said purposes by such electors shall be in accordance with said section 5 of said act and any amendments thereto."

Section 13, page 8, line 37, insert before the comma and after the word "bonds" the following: "For the purpose of refinancing any enterprise, or, if for the purposes of improving and refinancing an enterprise, in the resolution calling the election on the question of issuance of such bonds".

On page 10, section 14, line 32, of the printed bill; page 15, line 8, section 14 of the typewritten bill;

the word "district" be stricken and the word "superior" be inserted in lieu thereof.

and as so amended the Bill do pass.

That Senate Bill No. 53 do pass.

That Senate Bill No. 59 do pass.

That Senate Bill No. 72 do not pass.

That Senate Bill No. 45 be retained on the Calendar.

That Senate Bill No. 96 be amended as follows:

Line 10, page 11, strike "successful public school experience" and insert in lieu thereof the words "school teaching experience";

Line 4, page 2, after the word "superintendent" insert "as to the form of the contract and as to qualifications held by the teacher required by law."

and as so amended the Bill do pass.

That Senate Concurrent Resolution No. 3 do pass.

That Senate Concurrent Resolution No. 4 be amended as follows:

Section 1, line 10, strike "three thousand" and insert in lieu thereof "six thousand".

and as so amended the Resolution do pass.

Mr. Babbitt moved the adoption of the report. The motion was agreed to.

Senate Bill No. 67 was retained on the Calendar to February 15.

Senate Bill No. 54 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 53 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 59 was referred to the Committee on Style, Revision and Compilation.

The President put the question "Shall Senate Bill No. 72 pass?", which was decided in the negative on roll call, which resulted: Ayes 8, Noes 10, not voting 1, as follows:

AYES

Angius  
Babbitt  
Dalton

Harrison  
Hunt  
Moore

Wieden  
Wiltbank

NOES

Baker  
Jones

Patterson  
Pomeroy

Truman  
The President

Kelly  
McEachren

Rienhardt  
Stanton

NOT VOTING

Smith

Senate Bill No. 45 retained its place on the Calendar.

Senate Bill No. 96 was referred to the Committee on Style, Revision and Compilation.

Senate Concurrent Resolution No. 3 was referred to the Committee on Style, Revision and Compilation.

Senate Concurrent Resolution No. 4 was referred to the Committee on Style, Revision and Compilation.

INTRODUCTION AND FIRST READING OF BILLS

Mr. Truman introduced Senate Bill No. 129, entitled: "An act relating to dairies and dairy products, and granting to cities and towns the power to regulate".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Truman introduced Senate Bill No. 130, entitled: "An act relating to public moneys, providing for the deposit thereof, and amending sections 2633 and 2634, Revised Code of 1928".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Truman introduced Senate Bill No. 131, entitled: "An act to regulate the practice of midwifery and to provide for the examination, licensing and regulation of midwives".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Rienhardt introduced Senate Bill No. 132, entitled: "An act relating to excise taxation and to privilege taxes upon the privilege of engaging in certain occupations and business; amending Paragraphs 7 and 8 of subdivision (c) of Section 2 of Article II, Chapter 77, Session Laws of 1935; repealing all acts and parts of acts in conflict herewith, and declaring an emergency".

By unanimous consent the Bill was read the first time by number and title.

Mr. Rienhardt moved that the rules be suspended, and Senate Bill No. 132 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Judiciary.

Mr. Stanton introduced Senate Bill No. 133, entitled: "An act relating to horse-racing, dog-racing and automobile-racing meets, and amending Sections 1, 3, 4, 5, and 8, Chapter 79, Laws of 1935".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Kelly introduced Senate Bill No. 134, entitled: "An act relating to education, and amending Sections 1061, 1062, and 1063, Revised Code of 1928".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

House Bill No. 63, entitled: "An act relating to the extradition of persons charged with crime; making uniform the law with reference thereto, and repealing Paragraphs 5295, 5296, 5297, 5298, 5299, 5300, 5301, and 5302, Revised Code of 1928", was, by unanimous consent, read the first time by number and title, and was laid over for one day.

#### REFERENCE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 124, by Mr. Jones, for the relief of Moore and Hyams, to the Committee on Appropriations.

Senate Bill No. 126, by Mr. Wiltbank, relating to county officers' charges, to the Committee on Municipalities.

Senate Bill No. 127, by Mr. Pomeroy, relating to dependent children, to the Committee on Judiciary.

House Bill No. 49, relating to private employment agents, to the Committee on Labor and Capital.

House Bill No. 42, relating to collective bargaining, to the Committee on Judiciary and to the Committee on Labor and Capital.

House Bill No. 51, relating to designation of highway to the Committee on Highways and Bridges.

House Bill No. 77, relating to uniform act on close pursuit, to the Committee on Judiciary.

House Bill No. 78, relating to out-of-state witnesses, to the Committee on Judiciary.

House Bill No. 3, relating to depositing of public moneys, to the Committee on Finance and Revenue.

House Joint Resolution No. 3, relating to research into basic laws, to the Committee on Judiciary.

#### STATE PARK COMMISSION

Mr. Wiltbank, for the Committee on Public Lands, reported Senate Bill No. 74, by Mr. Smith, relating to state park commission, with the recommendation that the Bill do pass.

Mr. Smith, the Senator from Mohave, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Public Lands, was placed on the Calendar of the Committee of the Whole.

## BALLOTS FOR VOTING MACHINES

Mr. Angius, for the Committee on Suffrage and Elections, reported House Bill No. 12, relating to ballots for voting machines, with the recommendation that the Bill be amended as follows:

Add new section following section 3, to read as follows:

"Sec. 4. Sec. 1304, Revised Code of 1928, is hereby amended to read:

1304. Application for ballot. Within thirty days next preceding the Saturday before any primary or general election, such elector may make application in person to any registration officer in the state for an official absent or disabled voter's ballot, or if absent from the state during the thirty days next preceding the election may, upon the application blanks herein provided for, secure such ballot by appearing before any notary public or other officer qualified to administer oaths within the state of temporary residence, and swearing and subscribing to such application and returning the original and duplicate to the recorder of the county in which such elector is registered. Upon receipt of such application, if in proper form the recorder shall mail, postage prepaid to such elector, the ballot described herein, together with the envelope for its return, and such elector may, after making and subscribing the affidavit provided for upon the return envelope, mark such ballot and return it to the recorder of the county wherein such elector is registered."

Line 33, page 4, printed bill, strike the word "only";

Line 37, page 4, printed bill, following the word "office" add "said" duplicate applications shall be kept on file for a period of two years after which they together with all absentee ballots received and held unopened by the recorder after six o'clock p. m. on election day shall be destroyed".

Line 34, page 5, printed bill, after the word "absentee" add "or disabled voters";

Line 29, page 5, printed bill, following the word "county" insert the words "or precinct";

The title to read:

## AN ACT

Relating to elections, amending sections 1243, 1255, 1256, 1304 and 1310, Revised Code of 1928, and amending paragraphs 1309, 1311 and 1312, Revised Code of 1928, as amended by chapter 82, Session Laws of 1933, Regular Session.

and as so amended the Bill do pass.

The Bill, accompanied by the report of the Committee on Suffrage and Elections, was placed on the Calendar of the Committee of the Whole.

## COMMITTEE OF THE WHOLE

Mr. Rienhardt moved that the Senate resolve itself into Committee of the Whole for the consideration of bills on the Calendar. The motion was agreed to, and (at 10 o'clock and thirty minutes, a. m.) the Senate resolved itself into Committee of the Whole, with Mr. Wieden in the chair.

At 12:04 o'clock, p. m., the Committee of the Whole arose.

## RECESS

Mr. Angius moved that the Senate stand at recess until 2 o'clock, p. m. The motion was agreed to, and (at 12 o'clock and five minutes, p. m.) the Senate stood at recess.

## AFTERNOON SESSION

The President called the Senate to order at 2 o'clock, p. m.

## COMMITTEE OF THE WHOLE

By unanimous consent, (at 2 o'clock and one minute, p. m.) the Senate resolved itself into Committee of the Whole for the consideration of bills on the Calendar, with Mr. Wieden in the chair.

At 3:28 o'clock, p. m., the Committee of the Whole arose.

## ADJOURNMENT

Mr. Patterson moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 3 o'clock and thirty minutes, p. m.) the Senate adjourned until tomorrow, Friday, February 12, 1937, at 10 o'clock, a. m.

PAUL C. KEEFE,  
President.

W. J. GRAHAM,  
Secretary.

## FRIDAY, FEBRUARY 12

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

### PRIVILEGES OF THE FLOOR

Mr. Jones called attention to the presence in the Senate chamber of Mr. Earl Slipher, former Senator from Coconino, and Mr. Hugo Farmer, former Senator from Yuma.

### THE JOURNAL

By unanimous consent the reading of the Journal of Thursday, February 11, 1937, was dispensed with, and the Journal was approved.

### AUDITOR'S AUDIT TO ATTORNEY GENERAL

The President laid before the Senate a communication from the Governor, giving notice that Senate Joint Resolution No. 2, by Mr. Angius, relating to auditor's audit to attorney general, had been forwarded to the Secretary of State with the Governor's approval.

### GENERAL ROMAN YOCUPICIO

The President laid before the Senate a communication from the Governor, giving notice that Senate Joint Resolution No. 4, by Mr. Kelly, relating to General Roman Yocupicio, had been forwarded to the Secretary of State with the Governor's approval.

### ARGENTINE SANITARY CONVENTION

The President laid before the Senate a communication from the Governor, giving notice that Senate Joint Memorial No. 2, by the Committee on Livestock, relating to Argentine sanitary convention, had been forwarded to the Secretary of State with the Governor's approval.

### MESSAGES FROM THE HOUSE

Messages from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed the following:

House Bill No. 32, entitled: "An act relating to the business of selling real estate; providing for the regulation thereof, creating the state real estate department; and repealing article 4 of chapter 58, Revised Code of 1928".

House Bill No. 37, entitled: "An act relating to dogs, and repealing chapter 58, Session Laws of 1935".

House Bill No. 79, entitled: "An act relating to probation and parole, and providing for entering into compacts with other states of the United States in relation to out-of-state parolee supervision".

House Concurrent Memorial No. 1, on compliance with live-stock laws by Indian cattlemen.

#### REPORT OF THE COMMITTEE OF THE WHOLE

Mr. Wieden, for the Committee of the Whole, reported Senate Bill No. 67, by Mr. Angius, relating to registrar of contracts; House Bill No. 40, relating to improvement of state fair grounds; Senate Bill No. 45, by Mr. Moore, relating to welfare and education of Indians; Senate Bill No. 91, by Mr. Pomeroy, relating to motor vehicle radio apparatus; Senate Bill No. 95, by Mr. Smith, relating to inspection of motor vehicles; Senate Bill No. 63, by Mr. Babbitt, relating to foreign corporations; Senate Bill No. 27, by Mr. Rienhardt, relating to state holidays; Senate Bill No. 77, by Mr. Kelly, relating to reorganization of state departments; Senate Bill No. 76, by Mr. Kelly, creating a state court of equalization; House Concurrent Resolution No. 5, relating to visiting Shriners; Senate Bill No. 87, by Mr. Patterson, relating to duties of attorney general; and Senate Bill No. 102, by Mr. Rienhardt, relating to salaries of judges.

The recommendations of the Committee were:

That Senate Bill No. 67 be retained on the Calendar for February 15.

That House Bill No. 40 do pass.

That Senate Bill No. 45 be amended as follows:

At the end of Section 1, insert "provided, however, that the trustees of the school district wherein said school is located shall first approve any such contract before said district shall be bound thereby";

and as so amended the Bill do pass.

That Senate Bill No. 91 be retained on the Calendar.

That Senate Bill No. 95 be amended as follows:

Line 33, page 4, printed bill, strike the word "necessary" and insert "as provided herein";

Page 4, printed bill, strike lines 9 to 15 inclusive;

Line 18, page 2, strike "shall" and insert "may";

Page 2, printed bill, following the end of sentence on line 42, strike period, and insert "provided said certificates of inspection shall not exceed one and one-half inches in diameter and shall be of a round type";

and as so amended the Bill do pass.

That Senate Bill No. 63 do not pass.

That Senate Bill No. 27 do not pass.

That Senate Bill No. 77 be held on the Calendar for opinion of the attorney general.

That Senate Bill No. 76 be held on the Calendar for opinion of the attorney general.

That House Concurrent Resolution No. 5 do pass.

That Senate Bill No. 87 do pass.

That Senate Bill No. 102 do pass.

Mr. Wieden moved the adoption of the report. The motion was agreed to.

Senate Bill No. 67 was retained on the Calendar to February 15.

House Bill No. 40 was placed under the order of business second reading of bills.

Senate Bill No. 45 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 91 retained its place on the Calendar.

Senate Bill No. 95 was referred to the Committee on Style, Revision and Compilation.

The President put the question "Shall Senate Bill No. 63 pass?", which was decided in the negative, on roll call, which resulted: Ayes 6, Noes 12, not voting 1, as follows:

AYES

Babbitt  
Dalton

Hunt  
Kelly

Smith  
Truman

NOES

Angius  
Baker  
Harrison  
Jones

McEachren  
Moore  
Patterson  
Rienhardt

Stanton  
Wieden  
Wiltbank  
The President

NOT VOTING

Pomeroy

The President put the question "Shall Senate Bill No. 27 pass?", which was decided in the negative, on roll call, which resulted: Ayes 9, Noes 9, not voting 1, as follows:

AYES

Jones  
Moore  
Patterson

Rienhardt  
Smith  
Stanton

Truman  
Wieden  
The President

NOES

Angius

Dalton

Kelly

Babbitt  
Baker

Harrison  
Hunt

McEachren  
Wiltbank

#### NOT VOTING

Pomeroy

Senate Bill No. 77 retained its place on the Calendar for opinion of the attorney general.

Senate Bill No. 76 retained its place on the Calendar for opinion of the attorney general.

House Concurrent Resolution No. 5 was placed under the order of business second reading of bills.

Senate Bill No. 87 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 102 was referred to the Committee on Style, Revision and Compilation.

#### INTRODUCTION AND FIRST READING OF BILLS

Mr. Truman introduced Senate Bill No. 135, entitled: "An act relating to witness fees and mileage, and amending section 1488, Revised Code of 1928".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Pomeroy introduced Senate Bill No. 136, entitled: "An act for the relief of H. A. Yancy".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Patterson introduced Senate Bill No. 137, entitled: "An act relating to payment to claimants of unclaimed shares and dividends of any corporation, incorporated under the laws of Arizona, paid into the state treasury".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

House Bill No. 32, entitled: "An act relating to the business of selling real estate; providing for the regulation thereof, creating the state real estate department; and repealing article 4 of chapter 58, Revised Code of 1928", was, by unanimous consent, read the first time by number and title, and was laid over for one day.

House Bill No. 79, entitled: "An act relating to probation and parole, and providing for entering into compacts with other states of the United States in relation to out-of-state parolee supervision", was, by unanimous consent, read the first time by number and title, and was laid over for one day.

House Bill No. 37, entitled: "An act relating to dogs, and repealing chapter 58, Session Laws of 1935", was, by unanimous consent, read the first time by number and title, and was laid over for one day.

House Concurrent Memorial No. 1, on compliance with live-

stock laws by Indian cattlemen, was, by unanimous consent, read the first time by number and title, and was laid over for one day.

#### REFERENCE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 129, by Mr. Truman, relating to dairies and dairy products, to the Committee on Municipalities.

Senate Bill No. 130, by Mr. Truman, relating to who may designate depositories, to the Committee on Banking and Insurance.

Senate Bill No. 131, by Mr. Truman, relating to midwives, to the Committee on Public Health.

Senate Bill No. 133, by Mr. Stanton, relating to horse, dog and automobile racing, to the Committee on Judiciary.

Senate Bill No. 134, by Mr. Kelly, relating to citizenship, state, and federal constitutions, to the Committee on Education.

House Bill No. 63, relating to uniform criminal extradition act, to the Committee on Judiciary.

#### ADOPTION OF BUDGETS

Mr. Moore, for the Committee on Finance and Revenue, reported Senate Bill No. 105, by Mr. Hunt, relating to adoption of budgets, with the recommendation that the Bill do pass.

Mr. Hunt, a Senator from Cochise, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Finance and Revenue, was placed on the Calendar of the Committee of the Whole.

#### COUNTY OFFICERS' CHARGES

Mr. Rienhardt, for the Committee on Municipalities, reported Senate Bill No. 126, by Mr. Wiltbank, relating to county officers' charges, with the recommendation that the Bill do pass.

Mr. Wiltbank, the Senator from Apachè, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Municipalities, was placed on the Calendar of the Committee of the Whole.

#### WATER, GAS AND ELECTRIC METERS

Mr. Rienhardt, for the Committee on Municipalities, reported Senate Bill No. 42, by Mr. Dalton, relating to water, gas and electric meters, with the recommendation that the Bill be amended as follows:

That the title be amended to read: Relating to the inspection of water, gas, and electric meters; providing penalties for violation of this Act; amend-

ing Sections 3611 and 3618, Revised Code of 1928; and repealing all acts and parts of acts in conflict herewith.

That Section 1, be amended to read: Section 1. Section 3611, Revised Code of 1928, is hereby amended to read as follows:

3611. TO TEST ELECTRIC, GAS, OR WATER METERS IN CITIES OR TOWNS NOT HAVING A CITY SEALER. In cities or towns not having a city sealer of weights and measures, every person furnishing electricity, gas or water shall either have and keep at all times a complete and suitable set of testing standards or shall arrange for the use of suitable testing standards. The standards used may be those used in any city having a city sealer. If the standards are not those used in a city having a city sealer, then the state inspector shall every six months test any standard used and shall certify as to its correctness, and shall be paid, by the person furnishing the electricity, gas or water, a fee of five dollars for testing and certifying each standard used.

The person furnishing electricity, gas or water shall on or before the first day of July, 1937, compile and shall at all times thereafter keep available in its office for examination by the inspector a complete card index file or record of all meters in use or not in use, showing the serial or company number of each meter, the location thereof, and the date and results of all tests. The inspector shall examine such records at intervals to ascertain if the meter testing has been done in accordance with the requirements of this section. If the required tests have not been made and if the person furnishing the electricity, gas or water fails to proceed diligently with such tests when directed by the state inspector, then the state inspector shall test all meters which have not been tested within the preceding three years. For each meter tested by the state inspector, the person furnishing electricity, gas or water shall pay a fee of one dollar to the said state inspector. The results of such tests by the state inspector shall be entered on the card index file or record of the furnisher.

The person furnishing electricity, gas or water shall test all meters in use at least once every three years. If any meter so tested be found to measure fast or slow by more than five per cent if a water meter, or more than three per cent if a gas or electric meter, it shall not be used again until it is corrected to measure accurately. It shall be the duty of the state inspector to be present during these tests at such times as he deems necessary in order to properly supervise the testing procedure.

If any meter has not been tested within twelve months prior to the date of a request by the consumer, the person furnishing electricity, gas or water shall,

upon written request of the consumer, and without cost to the consumer, test the accuracy of the meter upon which its charges to consumer are based, and if requested by the consumer, the state inspector shall be present during such test. If the request relates to a meter which has been tested within twelve months prior to the date of such request, the furnisher shall refer the consumer to the state inspector, to whom application for a meter test may be made by the consumer. The fee for making such test by the state inspector shall be the sum of one dollar and shall in all cases be paid by the consumer demanding the test; but in case the meter be found to measure fast by as much as five per cent for water meters and three per cent for electric and gas meters, the state inspector shall return the fee to the consumer and the furnisher shall pay to the inspector the one dollar fee for the test. A report of the results of all tests made by the request of the consumer and a complete record of same shall be kept in the meter files of furnisher.

Any person violating any provision of this section shall be guilty of a misdemeanor and punished by a fine of not less than ten dollars nor more than two hundred and fifty dollars. The continuance of such violation from day to day shall be deemed a separate offense for each day.

That the bill be further amended by adding a new section to be numbered Section 2, to read:

Section 2. Section 3618, Revised Code of 1928, is hereby amended to read as follows:

**3618. METERS TO BE INSPECTED; USE OF CONDEMNED METERS; FEES; PENALTY.** In cities having a city sealer every person furnishing electricity, gas or water shall keep at all times a complete and suitable set of testing standards for the testing of meters. The city sealer shall at least once every six months, or oftener upon request of such person, test the standards used and certify to their accuracy by comparison with the city standards. The person furnishing electricity, gas or water shall pay the city a fee of five dollars per standard meter for such testing and certification.

The person furnishing electricity, gas or water shall on or before the first day of July, 1937, compile and shall at all times thereafter keep available in its office for examination by the city sealer a complete card index file or record of all meters in use or not in use, showing the serial or company number of each meter, the location thereof, and the date and results of all tests. The city sealer shall examine such records at intervals to ascertain if the meter testing has been done in accordance with the requirements of this section. If the required tests have not been made in accordance with the requirements of this section and if the person furnishing the electricity, gas or water

fails to proceed diligently with such tests when directed by the city sealer, then the city sealer shall test all meters which have not been tested within the preceding three years. For each meter tested by the city sealer, the person furnishing electricity, gas or water shall pay a fee of one dollar to the city. The results of such tests by the city sealer shall be entered on the card index file or record of the furnisher.

The person furnishing electricity, gas or water shall test all meters in use at least once every three years. If any meter so tested be found to measure fast or slow by more than five per cent if a water meter, or more than three per cent if a gas or electric meter, it shall not be used again until it is corrected to measure accurately. It shall be the duty of the city sealer to be present during these tests at such times as he deems necessary in order to properly supervise the testing procedure.

If any meter has not been tested in accordance with this section within twelve months prior to the date of a request by the consumer, the person furnishing electricity, gas or water shall, upon written request of the consumer and without cost to the consumer, test the accuracy of the meter upon which its charges to consumer are based; and, if requested by the consumer, the city sealer shall be present during such test. If the request relates to a meter which has been tested within twelve months prior to the date of such request, the furnisher shall refer the consumer to the city sealer, to whom application for a meter test may be made by the consumer. The fee for making such test by the city sealer shall be the sum of one dollar and shall in all cases be paid by the consumer demanding the test; but in case the meter be found to measure fast by as much as five per cent for water meters and three per cent for electric and gas meter, the city sealer shall return the fee to the consumer and the furnisher shall pay to the city the one dollar fee for the test. A report of the results of all tests made at the request of the consumer and a complete record of same shall be kept in the meter files of furnisher.

Any person violating any provision of this section shall be guilty of a misdemeanor and punished by a fine of not less than ten dollars nor more than two hundred and fifty dollars. The continuance of such violation from day to day shall be deemed a separate offense for each day.

That the bill be further amended by adding a new section to be numbered Section 3, to read:

**Section 3. ACT NOT AFFECTED IF IN PART CONSTITUTIONAL.** If any section, clause, sentence, paragraph, part or provision of this act shall be found invalid by any court, it shall be conclusively presumed that this act would have been passed by the legislature without such invalid section, clause, sentence, para-

graph, part or provision, and the act as a whole shall not be declared invalid by reason of the fact that one or more sections, clauses, sentences, paragraphs, parts or provisions may be found invalid by any court.

That the bill be further amended by adding a new section to be numbered Section 4, to read:

Section 4. CONFLICTING ACTS AND PARTS OF ACTS REPEALED. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

And that said bill as so amended do pass.

Mr. Dalton, a Senator from Pima, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Municipalities, was placed on the Calendar of the Committee of the Whole.

#### CLASSIFICATION OF COUNTIES

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 100, by Mr. Rienhardt, relating to classification of counties, with the recommendation that the Bill be amended as follows:

Insert in line 1 of the title, after the figures "2794", "as amended by Section 1, Chapter 3, Session Laws of 1928, Sixth Special Session";

Insert after "1928" in line 21, page 1, "as amended by Section 1, Chapter 3, Session Laws of 1928, Sixth Special Session";

Strike the words "members of the Board of Supervisors, \$3,000.00" from line 7, page 2, and insert in lieu thereof, "Chairman Board of Supervisors, \$2,700.00, Members Board of Supervisors, \$2,400.00 each. The Chairman of the Board of Supervisors in first class counties shall devote his full time and attention to the duties of the office.";

Insert after the figures "\$2400.00", line 12, page 2, "Deputy County Attorney, \$3600.00";

Strike all of line 33, page 2, after the word "office" and insert in lieu thereof "Chairman Board of Supervisors, \$2,100.00, Members Board of Supervisors, \$1800.00 each";

Strike the words "Members of the Board of Supervisors, \$1500.00" in lines 14 and 15, page 3, and insert in lieu thereof "Chairman Board of Supervisors, \$1500.00, Members Board of Supervisors, \$1200.00 each"; and as so amended the Bill do pass.

Mr. Rienhardt, a Senator from Gila, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### WATER RIGHTS

Mr. Baker, for the Committee on Agriculture and Irrigation, reported Senate Bill No. 120, by Mr. Truman, relating to water rights, with the recommendation that the Bill do pass.

Mr. Truman, the Senator from Pinal, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Agriculture and Irrigation, was placed on the Calendar of the Committee of the Whole.

#### WATER CODE

Mr. Baker, for the Committee on Agriculture and Irrigation, reported Senate Bill No. 84, by Mr. Babbitt, relating to amendments to the water code, with the recommendation that the Bill be amended as follows:

##### Section 2:

Page 1, line 24: Following "recreation" strike "watering wild animals,".

##### Section 5:

Page 4, line 35: Following "original" insert "application or";

Page 4, line 36: Strike "other than" insert "in excess of";

Page 4, line 37: Following "original" insert "application or";

Page 4, lines 38 and 39: Strike "or any other right acquired through an amended permit that was not included in the original permit,";

Page 4, line 41: Following "commissioner" strike the period, insert a comma, and "otherwise the rights acquired to date from original application."

##### Section 6:

Page 5, line 44: Following "water" insert "appropriated for domestic, municipal or irrigation uses";

Page 6, line 31: Following "recreation" strike "watering wild animals".

##### Section 8:

Page 7, line 11: Following "construction" insert "of proposed works";

Page 7, line 24: Following "construction" insert "of any part of the proposed works";

Page 7, line 28: Following "permit" insert "to

the use of water acquired by means of works there-after constructed”.

Section 11:

Page 9, lines 17 and 18: Following “requirements” strike semi-colon, insert period and strike “matters pending and undetermined.”.

Section 14:

Page 11, lines 41 and 42: Change caption to read “Water rights; change of place of use, point of diversion, place of storing, authorized.”.

Section 18:

Page 14, lines 16, 17 and 18; Strike “having a vested right to the use or storage of water, or having a pending application for permit, or holding a permit, to appropriate water or construct a reservoir”;

Page 16, line 15: Following “determination.” add “A change of venue may be had in any action filed under this section, as provided by Article 1, Chapter 87, Revised Code of 1928.”;

and as so amended the Bill do pass.

Mr. Babbitt, the Senator from Coconino, and Mr. Truman, the Senator from Pinal, were designated as managers of the Bill.

The Bill, accompanied by the report of the Committee on Agriculture and Irrigation, was placed on the Calendar of the Committee of the Whole.

#### DUTIES OF COUNTY TREASURERS

Mr. Jones, for the Committee on Methods of Business, reported Senate Bill No. 85, by Mr. Pomeroy, relating to duties of county treasurers, with the recommendation that the Bill do pass.

Mr. Pomeroy, a Senator from Maricopa, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Methods of Business, was placed on the Calendar of the Committee of the Whole.

#### COPPER TARIFF

Mr. Patterson, for the Committee on Judiciary, reported House Joint Memorial No. 3, relating to copper tariff, with the recommendation that the Memorial do pass.

The Memorial accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### MOTOR VEHICLE REGISTRATION

Mr. Smith, for the Committee on Highways and Bridges, reported Senate Bill No. 106, by Mr. Moore and Mr. Rienhardt, with the recommendation that the Bill do pass.

Mr. Moore, the Senator from Navajo, and Mr. Rienhardt, a Senator from Gila, were designated as managers of the Bill.

The Bill, accompanied by the report of the Committee on Highways and Bridges, was placed on the Calendar of the Committee of the Whole.

#### SAFETY ON HIGHWAYS

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 17, by Mr. Smith, relating to safety on highways, with the recommendation that the Bill be revised as follows:

Section 1, to read:

Section 1. Chapter 31, Revised Code of 1928, is amended by adding section 1566a:

1566a. CERTIFIED COPY OF RECORDS; DESTRUCTION OF FILES. (a) The state engineer shall:

1. upon payment of twenty cents per folio, and fifty cents for the certificate, cause to be delivered to any person requesting the same a certified copy of any public record of the department;

2. upon payment of the fees required for a certified copy, and in addition thereto a sum sufficient to cover the cost of procuring such a photostatic copy, including time of departmental employees, photographer's charges, materials and supplies used, and incidental expenses to be fixed by the state engineer at the time such copy is ordered furnish to any person requesting the same a photostatic copy of any public record of the department;

3. upon payment of seventy-five cents, certify to a copy of any record of the department not prepared by it.

(b) The authenticity of any copy shall be certified to by the state engineer or the deputy state engineer, except that in the case of records of the vehicle division the vehicle superintendent or the chief clerk, and in the case of records in his keeping the statistical engineer may make such certificate.

(c) The state engineer at the request of the head officer of any department having custody of books, papers or files, may order destroyed books, papers or files (other than permanent records) which have been retained for at least five years, and which the state engineer may deem obsolete or of no further service in carrying out the powers and duties of the department. The commission shall by order determine the classes of records which may be deemed non-permanent, and shall require a statement of records proposed to be destroyed to be submitted to it before the

destruction thereof, which statement shall be a permanent record of the department.

Section 2:

Page 3, line 3: Strike "whenever such," insert "In the event the".

Page 3, line 4: Strike "such," insert "the".

Page 3, line 7: Following "owner and" insert "the".

Page 3, line 8; Preceding "damage may be" strike "Such", insert "The".

Section 3:

Page 3, line 18: Strike "than,".

Page 3, line 32: Following "imprudent" strike period, insert comma "and"; preceding "limits" strike "the", insert "such".

Page 3, line 33: Strike "specified hereafter in this section".

Subdivisions 1, 2, 3, 4, and 5, to read:

1. Limit of fifteen miles per hour: 1a. when passing school buildings or grounds during recess, while children are going to or leaving school, during opening and closing hours, while the play grounds are in use by school children, or when passing school busses where children are being loaded or unloaded; 1b. when approaching within one hundred feet of a grade crossing of a steam, electric or street railway where the driver's view of such crossing or of any traffic on such railway within a distance of four hundred feet in either direction is obstructed.

2. Limit of twenty miles per hour: 2a. in any business district as defined in section 1686, Revised Code of 1928; 2b. upon approaching within fifty feet or in traversing an intersection of highways where the driver's view in either direction along any intersecting highway within a distance of two hundred feet is obstructed, except that when traveling upon a through street or at traffic controlled intersections the district speed shall apply.

3. Limit of twenty-five miles per hour: 3a. in any residential district as defined in section 1686, Revised Code of 1928; 3b. at any railway grade crossing where the view is not obstructed; 3c. in public parks within cities, unless a different speed is indicated by local authorities and duly posted.

4. Limit of forty-five miles per hour: 4a. when operating a vehicle upon the highway for transportation of passengers for compensation; 4b. when transporting children to and from school in school busses, public conveyances, or any private conveyance for

compensation; 4c. when operating a vehicle upon the highway at night, that is to say, the time elapsing between one-half hour after sunset and one-half hour before sunrise.

5. Special limits fixed by the department.

Section 3:

Page 4, line 31: Preceding "Whenever" insert "(b)".

Subsection (b), to read:

(b) Whenever by reason of the physical condition of any highway or section of a highway, or the condition of repair of the roadbed, volume of traffic, grade or curvature of the highway, or any other condition, temporary or permanent, the commission shall find that a restricted speed is necessary to the safety of the public, the state engineer, with the consent of the commission, is authorized to divide such highway into zones and to fix limits of speed allowable within such zones, and in such case shall post, or cause to be posted, at the beginning and end of each such zone (traveling in either direction) adequate signs indicating the speed limits allowable therein, which speed limit shall be prima facie the lawful speed in such zone. In fixing such zone limits of speed the limit of forty-five miles per hour for operations under subsection (a), paragraph 4, may be decreased but not increased.

Page 5, line 6: Preceding "Nothing" insert "(d)", and transpose the subsection, as revised, to follow subsection (c).

Page 5, line 8. Strike "subsections", insert "subsection (a), paragraphs"; strike "of this section,".

Page 5, line 10: Strike "in said subsections."

Page 5, line 11: Preceding "Such zones" insert "(c)", and transpose the subsection to precede subsection (d).

Section 4:

Page 5, line 24: Strike "who are hereby".

Page 5, line 28: Strike "directions", insert "direction".

Page 5, line 29: Strike "should such", insert "if said"; strike "disobey", insert "disobeys".

Page 5, line 30: Strike "continue", insert "continues".

Section 5:

Page 5, line 36: Following "EQUIPMENT." insert "(a)".

Page 5, line 38: Preceding "combination" strike "a".

Page 6, line 12: Preceding "It shall be" insert "(b)".

Page 6, line 19: Preceding "It shall be" insert "(c)".

Subsection (c), to read:

(c) It shall be unlawful for the driver of a vehicle equipped with other than pneumatic tires to drive the same upon any public highway:

1. when the gross weight of the vehicle and load is nine thousand pounds or more but not more than twelve thousand pounds, at a speed in excess of twenty-five miles per hour;

2. over twelve thousand pounds but not over twenty-four thousand pounds, fifteen miles per hour;

3. over twenty-four thousand pounds, twelve miles per hour;

4. when the truck or trailer is equipped with tires made wholly or partly of metal, six miles per hour. Subject to the foregoing limitations, when applicable, any truck or trailer equipped with other than pneumatic tires, which has a manufacturer's rated carrying capacity of four tons or more, shall not at any time be driven or moved on any public highway at a speed in excess of fifteen miles per hour. Any person violating the provisions of this section shall be guilty of a misdemeanor.

Section 6:

Page 7, line 8: Strike "such", insert "the".

Section 7:

Page 7, line 25: Strike "which limits shall be".

Page 7, line 26: Strike "deemed to include", insert "including".

Section 8, to read:

Sec. 8. Sec. 1613, Revised Code of 1928, is amended to read:

1613. SIZE OF VEHICLE AND LOADS. (a)

1. No vehicle shall exceed a total outside width, including any load thereon, of eight feet, except that the width of a farm tractor shall not exceed nine feet; 2. no vehicle and load thereon shall exceed a height of twelve feet and six inches, nor a total length of thirty-five feet; 3. no combination of vehicles coupled together shall exceed a total length of forty-five feet, except that such limitation shall not apply to a combination of vehicles made up of vehicles every unit of which is registered in this or in any other state or country, but the length of such combination of vehicles shall not exceed a total length of sixty feet;

4. no vehicle shall carry any load extending more than three feet beyond the front thereof; 5. no passenger vehicle shall carry any load extending beyond the line of the fenders on the left side of such vehicle, nor extending more than six inches beyond the fenders on the right side thereof.

(b) In determining the length of a vehicle or combination thereof for the purpose of this section, the extreme over-all dimensions, inclusive of front and rear bumpers or body, whichever is the greater, shall control.

(c) A truck tractor and semi-trailer shall be regarded as one vehicle for the purpose of determining the lawful length.

(d) Limitations as to size herein imposed shall not apply to the implements of husbandry temporarily moved upon any highway.

Section 9:

Page 8, line 18: Following "AXLE LOADS." insert "(a)".

Subsection (a), to read:

1615. WEIGHT OF VEHICLES, WHEELS AND AXLE LOADS. (a) The gross weight upon any wheel of any vehicle operated upon any highway shall not exceed: 1. eight thousand pounds, when the wheel is equipped with high pressure pneumatic, solid rubber or cushion tire or tires; 2. nine thousand pounds, when the wheel is equipped with low pressure pneumatic tire or tires.

Page 8, line 25: Preceding "The gross weight", paragraph and insert "(b)".

Subsection (b), to read:

(b) The gross weight upon any one axle of any vehicle operated on any highway shall not exceed: 1. sixteen thousand pounds, when the wheels attached to said axle are equipped with high pressure pneumatic, solid rubber or cushion tires; 2. eighteen thousand pounds, when the wheels attached to said axle are equipped with low pressure pneumatic tires; nor shall the gross weight of any vehicle and the load thereon in pounds exceed the sum arrived at when the length in feet between the centers of the first and last axle of the vehicle, plus the figure forty, is multiplied by the figure seven hundred, nor the gross weight of any vehicle and load on vehicles having two axles exceed twenty-four thousand pounds except in the case of a vehicle used for the transportation of passengers for compensation, which shall not exceed a gross weight of twenty-eight thousand pounds, nor the gross weight of any vehicle and load on vehicles having three or more axles exceed a gross weight of thirty-four thousand pounds.

Page 9, line 2: Preceding "For the purpose" insert "(c)".

Page 9, line 11: Preceding "No vehicle" insert "(d)".

Page 9, line 27: Preceding "The provisions" insert "(e)".

Section 10:

Page 9, line 37: Following "EXCESS LOAD." insert "(a)".

Page 9, line 45: Following "scales" insert "for such weighing".

Page 10, line 1: Strike "for such weighing".

Page 10, line 2: Preceding "Whenever" insert "(b)".

Subsection (b), to read:

(b) Whenever an officer determines that the weight of a vehicle and load is unlawful, he may require the driver to stop in a suitable place and remain standing until such portion of the load is removed as may be necessary to reduce the gross weight of such vehicle and remaining load to a lawful weight. All material or cargo unloads shall be cared for by the owner or driver at his own risk, and neither the officer nor the state shall be responsible or liable for such unloading or the unloaded material or cargo.

Page 10, line 13: Preceding "any driver" insert "(c)"; strike "falls and"; following "refuses" insert "or fails".

Section 11:

Page 10, line 21: Strike "shall be driven upon any highway".

Page 10, line 23: Preceding "except" insert "shall be driven upon any highway,".

Page 10, line 29: Strike "said", insert "such".

Page 10, line 38: Following "thereon" insert "at an".

Page 10, lines 41-44, inclusive: Strike.

Page 11, line 1: Preceding "state" strike "the", insert "this".

Page 11, line 8: Strike "such", insert "The".

Page 11, line 20: At the end of the section, following "applicable" insert a new paragraph, to read:

(c) "House trailer" means any trailer or semi-trailer for the transportation of persons and personal

effects not for compensation, and designed so as to be used as living quarters.

Section 12:

Page 11, line 24: Strike "VIOLATIONS; PENALTY".

Page 11, line 25: Strike "The", insert "(a) Any".

Page 12, line 2: Strike "as herein provided"; following "erected" strike "as".

Page 12, line 3: Strike "specified herein".

Page 12, line 6: Strike "such", insert "the"; strike "as".

Page 12, line 7: Strike "herein provided".

Page 12, line 16: Strike "such".

Page 12, line 23: Preceding "nor more" strike "feet"; following "hundred" insert "and"; strike "of the".

Page 12, line 24: Strike "approaches", insert "approach".

Page 12, line 25: Following "shall" insert "be necessary to".

Page 12, line 32: Preceding "weight" insert "the".

Page 12, line 34: Strike "in violation of such".

Page 12, line 35: Strike "resolution or ordinance".

Page 12, line 40: Following "dam" strike period, insert comma, and "but the burden shall be upon"; strike "shall, however," insert "to"; strike "proper".

Page 12, line 41: Strike "referred to", insert "prescribed".

Page 12, line 42: Strike "may", insert "shall"; strike "for a violation of the pro-".

Page 12, line 43: Strike "visions of this section".

Section 13:

Page 13, line 13: Strike "The word".

Page 13, line 14: Strike "be deemed to".

Page 13, line 18: Following "movement of" insert "and to".

Page 13, line 32: Following "limits" insert "hereinafter".

Page 13, line 33: Strike "in the following tables".

Page 13, line 37: Strike; insert two new paragraphs, to read:

"1. If a singly operated motor vehicle, having brakes on all wheels, to stop in thirty-five feet, from twenty miles per hour, deceleration twelve feet per second; not having brakes on all wheels, stop in forty feet, deceleration eleven feet per second.

2. If a combination of motor vehicles, having brakes on all wheels, to stop in forty feet, from twenty miles per hour, deceleration eleven feet per second; not having brakes on all wheels, stop in fifty feet, deceleration nine feet per second."

Page 14, lines 1-12, inclusive: Strike.

Page 14, line 13: Preceding "The provisions" insert "(f)".

Subsection (f), to read:

(f) The provisions of this section shall not apply to motor vehicles with trailers or semi-trailers operated upon highways which do not have, over the route where operated, a sustaining grade of more than three per cent, until July 1, 1940.

Page 14, line 20: Preceding "The motor" insert "(g)".

Subsection (g), to read:

(g) The motor vehicle division may suspend the operation of the provisions of this section with respect to motor vehicles, trailers and semi-trailers which have been in bona fide operation within the state, under proper license and permission, prior to the passage of this act, in intrastate transportation only, for such period of time as shall be deemed just and proper, but in no event later than July 1, 1938. Such suspension shall be permitted only when the motor vehicle division has found that said vehicles at the time thereof are in a condition of repair and equipment fully conforming to all laws of the state and all regulations of the motor vehicle division, and may be revoked whenever it is found that such vehicles no longer conform to the laws of the state and the rules and regulations of the division.

Page 14, line 36: Preceding "From and" insert "(h)".

Page 14, line 37: Following "trailer" strike "or".

Page 14, line 38: Preceding "operated" strike "and", insert "or".

Page 14, line 39: Strike "they shall be".  
Section 14:

Page 15, line 2: Strike "any", insert "a".

Page 15, line 21: Strike "whenever", insert "when".

Page 15, line 22: Strike "and", insert "or".

Page 15, line 23: Strike "any", insert "a".

Page 15, line 32: Strike "required.", insert "prescribed."

Page 16, line 2: Strike "set forth.", insert "prescribed."

Page 16, line 21: Strike "used or operated".

Page 16, line 25: Preceding "require-" insert "following".

Page 16, line 26: Strike "as follows:".

Page 16, line 28: Strike "or", insert "nor".

Page 16, line 30: Strike "every such reflector".

Section 15:

Page 16, line 44: Strike "not"; strike "nor", insert "or".

Page 17, line 10: Strike "Any", insert "A".

Page 17, line 14: Strike "the signal", insert "such".

Section 16:

Page 17, line 34: Strike "The".

Page 17, line 39: Following "in front." insert "A"; strike "lamps", insert "lamp"; following "lamp shall" insert "be deemed to".

Page 17, line 40: Strike "provisions prohibiting glaring and", insert "provision".

Page 17, line 41: Strike "dazzling lights".

Page 18, line 3: Strike "therefore", insert "therefor".

Section 17:

Page 18, line 17: Strike "which shall be deemed to be", insert "that is to say,".

Page 18, line 19: Strike "shall".

Page 18, line 23: Strike "as herein defined,".

Page 18, line 31: Preceding "whenever" insert "(b)".

Subsection (b), to read:

(b) Whenever the lighting equipment of any vehicle is disabled during a period when lighted lamps

are required to be displayed thereon and it cannot be immediately removed from the main traveled portion of the highway, the owner, driver or other person in charge shall cause the flares, lanterns, or other signals prescribed to be lighted and placed on the highway, one at a distance of approximately one hundred feet in advance of such vehicle, one at a distance of approximately one hundred feet to the rear, and the third upon the roadway side of the vehicle, and it shall be the duty of the person in charge of said vehicle to keep said flares, lanterns or other signals lighted during the full period of the night.

Section 18:

Page 19, line 10: Strike "required", insert "prescribed by".

Page 19, line 11: Strike "under the provisions of".

Page 19, line 14: Following "load to" insert "its".

Page 19, line 20: Following "damaged," insert "the".

Page 19, line 26: Strike "of the truck or other vehicle".

Page 19, line 36: Following "When" insert "the".

Page 19, line 39: Strike "shall be", insert "is".

Page 19, line 40: Preceding "familiar" insert "is".

Page 19, line 40: Following "traveled, and" insert "with".

Page 20, line 1: Strike "they".

Page 20, line 12: Strike "shall".

Section 19, to read:

Sec. 19. Chapter 31, Revised Code of 1928, is amended by adding section 1628c;

1628c. SAFETY GLASS IN MOTOR VEHICLES.

(a) On or after January 1, 1938, no person shall sell any new motor vehicle, nor shall any motor vehicle be registered which is designed or used for the purpose of transporting passengers for compensation or as a school bus unless such vehicle is equipped with safety glass wherever glass is used in doors, windows and windshield, and on or after July 1, 1938, no person shall sell a new motor vehicle, nor shall any new motor vehicle be registered, unless such vehicle is equipped with safety glass wherever glass is used in the windshield.

(b) "Safety glass" means any product composed of glass so manufactured, fabricated or treated as sub-

stantially to prevent shattering and flying of the glass when struck or broken, or such other similar product as may be approved by the vehicle division. The division shall compile and publish a list of types of glass by name, meeting the requirements of this section. It shall not register any motor vehicle subject to the provisions of this section unless it is equipped with an approved type of safety glass, and it shall suspend the registration of any motor vehicle so subject which is not so equipped until it is made to conform to the requirements of this section.

## Section 20:

Page 21, line 7: Preceding "The owner" insert "(b)".

Subsection (b), to read:

(b) The owner and driver of a vehicle involved in an accident resulting in injury to or death of any person, or property damage to an apparent extent of twenty-five dollars or more, shall forthwith report the same in writing to the police department of the city wherein the accident occurs, or if it occurs outside a city, then to the sheriff of the county or to the nearest available officer, on forms which shall be supplied by the department to all police departments and officers, and shall mail a copy of said report to the department, and a copy thereof shall be at once forwarded to the department by such officer.

Page 21, line 17: Following "police officer," strike "or".

Page 21, line 25: Strike "form", insert "forms to be".

Page 21, line 28: Strike "was", insert "is".

Page 21, line 33: Following "shall" insert "immediately"; strike "in writing"; following "department" insert "in writing".

Page 21, line 34: Following "person" insert "occurring".

Page 21, lines 36-37: Strike "Such report shall be filed immediately."

Page 22, line 4: Strike "to the division so as", insert "in order".

Page 22, line 5: Preceding "or failure" strike "with"; strike "requirements that such", insert "requirement of the law".

Page 22, line 6: Strike "a report be made to the department.", insert "relating to reports."

Page 22, line 7: Following "analyze" insert "all".

Page 22, line 8: Strike "more often", insert "oftener".

Section 21, to read:

Sec. 21. Chapter 31, Revised Code of 1928, is amended by adding section 1631a:

1631a. LIABILITY FOR BODILY INJURY OR DEATH OF GUEST. (a) No person riding in or upon any motor vehicle as a guest or while engaged in joint enterprise or adventure with the owner or operator of such vehicle shall have any right of action for civil damages against the driver or owner of such vehicle on account of bodily injury to or the death of such person unless such accident is caused by the intoxication, gross negligence, or willful or wanton misconduct of the owner or operator of such motor vehicle, and unless such intoxication, gross negligence or willful and wanton misconduct caused or contributed to the injury or death for which the action is brought.

(b) In the event that a person riding as a guest or joint adventurer is killed or dies as a result of the injuries sustained in any such accident, neither the estate nor the legal representative or heirs of such person shall have any right of recovery against the driver or owner of such vehicle unless such injury or death was caused or contributed to by the intoxication, gross negligence, or willful and wanton misconduct of such owner or driver.

(c) For the purpose of this section the term "guest" is hereby defined as being a person who accepts a ride in any motor vehicle without giving compensation therefor.

Section 22:

Page 22, line 40: Strike "PENALTY."

Section 24:

Page 23, lines 6-8, inclusive: Strike the entire section.

Section 25:

Page 25, line 9: Re-number section 25 to read "sec. 24."

The title, to read:

#### AN ACT

Relating to highways, and amending sections 1587 and 1589, Revised Code of 1928, as amended; amending sections 1613, 1615, 1619, 1620, 1621, 1623, 1624, 1625, 1631, and 1690, Revised Code of 1928, and amending chapter 31, Revised Code of 1928, by adding sections 1566a, 1573b, 1587a, 1595a, 1600a, 1615a, 1628a, 1628b, 1628c, and 1631a.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

PRIMARY ELECTIONS

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 3, by Mr. Angius, relating to primary elections, with the recommendation that the Bill is correct as to form.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

RELIEF OF PINAL COUNTY

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 61, by Mr. Truman, relating to relief of Pinal county, with the recommendation that the Bill is correct as to form.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

UNFAIR COMPETITION IN TRADE

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 83, by Mr. Jones, relating to unfair competition in trade, with the recommendation that the Bill be revised as follows:

Section 1:

Insert a new section 1, to read:

Section 1. SHORT TITLE. This act may be cited as the unfair sales and practices act.

Re-number section 1 to read section 2.

Section 2:

Page 1, line 1: Strike "The words and phrases used", insert "In this act,".

Page 1, line 2: Strike "herein shall,"; strike "indicated, have", insert "requires:".

Page 1, line 3: Strike.

Page 1, line 4: Strike "(A) The term"; strike "shall mean", insert "means".

Page 2, line 2: Strike "the following items".

Page 2, line 3: Strike "of expense:".

Page 2, line 8: Strike "(b)".

Page 2, line 12: Strike "(c) The term".

Page 2, line 18: Strike "(d) The terms"; strike "and".

Page 2, line 19: Strike "shall mean and".

Page 2, line 24: Strike "shall".

Page 2, line 28: Strike "(e) The terms".

Page 2, line 29: Strike "shall mean and".

Page 2, line 36: Strike "(f) The term"; strike "shall mean and include every", insert "includes".

Page 2, line 40: Strike "(g) The term"; strike "shall mean and include", insert "includes".

Page 2, line 41: Strike "every".

Page 2, line 44: Strike "(h)", insert "'vendor' means".

Page 3, line 2: Strike "shall be construed to be a vendor within the meaning".

Page 3, line 3: Strike "of this act."

Page 3, line 4: Strike "(i) The terms".

Page 3, line 5: Strike "shall".

Page 3, line 26: Strike "provided,", insert "but".

Page 3, line 27: Strike "however, that".

Add a new paragraph at the end of the section, to read:

"retail trade" or "wholesale trade" do not include cooperative associations, corporate or otherwise, of farmers, gardeners or dairymen, including livestock farmers and fruit growers, and publishers of or dealers in newspapers. Any person engaged partially in the "retail trade" or "wholesale trade" and also in any other trade or industry, shall to the extent of his or its engaging in the activities herein defined be subjected to the provisions of this act.

Section 3:

Following the enacting clause, strike "PRE-AMBLE", and insert as section 3, to read:

Sec. 3. DECLARATION OF POLICY. It is hereby declared to be the policy of this state to protect the well-being of its citizens and to promote the public welfare through the prevention, suppression and elimination of unfair methods of competition, and unfair or destructive trade or business practices, and other practices destructive of fair competition in the retail and wholesale trades. It is the purpose of this act to carry out such policy in the public interest.

Re-number all subsequent sections consecutively.

Section 4:

Page 3, line 30: Strike the section title, insert "SECRET ALLOWANCES".

Page 3, line 36: Strike "deemed guilty of", insert "unlawful. Any person, firm, or corporation violating this section shall be guilty of"; strike "there-".

Page 3, line 37: Strike "of shall be"; strike "set out", insert "prescribed"; strike "4 of", insert "6."

Page 3, line 38: Strike "this Act."

Section 5:

Page 3, line 39 (committee of whole amendment): Strike "BY SALES AT LESS THAN COST OR BY DISCRIMINATION.", insert "(a)"; preceding "declared" strike "hereby".

Page 4, line 4: Preceding "tend" insert "to".

Page 4, line 7: Following "intent," strike "or"; following "effect" strike "of", insert "or".

Page 4, line 9: Strike "set out", insert "prescribed"; strike "4 of this", insert "6."

Page 4, line 10: Strike.

Page 4, line 11: Strike "Sub. (a)", insert "(b)".

Page 4, line 16: Strike "set out", insert "prescribed"; strike "4 of", insert "6."

Page 4, line 17: Strike.

Section 6:

Page 4, line 18 (committee of whole amendment): Strike "PROHIBITED. PENALTIES."

Page 4, line 21: Strike "as defined in this Act,".

Page 4, line 23: Strike "as defined in this Act,".

Section 7:

Page 4, line 30: (committee of whole amendment): Strike "OF ACT UNLAWFUL. PENALTIES.", insert "(a)".

Page 4, line 36: Strike "Sub. (a)", insert "(b)".

Page 4, lines 37-38: Strike "as defined in this Act."

Page 4, line 41: Strike "Sub. (b)", insert "(c)".

Page 4, line 44 (committee of whole amendment following): Strike "(c)", insert "(d)"; following "punishable as" strike "set out", insert "prescribed"; strike "4 of this act.", insert "6."

Section 9:

Page 5, line 6 (committee of whole amendment): Strike "WHO MAY APPLY FOR."

Section 10:

Page 5, line 13: Preceding "Any person" insert "(a)".

Page 5, line 16: Strike "of this State,".

Page 5, line 24: Strike "Sub. (a)", insert "(b)".

Page 5, line 25: Preceding "violation" strike "any", insert "a".

Page 5, line 27: Strike "in this State,".

Page 5, line 29: Strike "by Section 8 above.", insert "in subsection (a)".

Page 5, line 30: Strike "Sub. (b)", insert "(c)".

Page 5, line 31: Strike "Section 8", insert "subsections (a)".

Page 5, line 32: Strike "subsection (a) of Section 8", insert "(b)".  
Section 11:

Page 5 line 39 (committee of whole amendment):  
Strike "ILLEGAL".

Section 12:

Page 5, line 43: (committee of whole amendment):  
Strike "PRODUCTION OF BOOKS AND RECORDS  
REQUIRED".

Page 6, line 2: Strike "provided, however, that",  
insert "but".

Page 6, lines 4-5: Strike "under the provisions of  
this Act".

Section 13:

Page 6, line 6 (committee of whole amendment):  
Strike "Certain"; strike "FROM PROVISIONS OF  
ACT".

Page 6, lines 24 to 34, inclusive: Strike.

Section 14:

Page 6, lines 35 to 38, inclusive: Strike the en-  
tire section and insert a new section, to read:

Sec. 14. SEVERABILITY. If any provision of  
act be held invalid, such invalidity shall not affect  
other provisions which can be given effect without the  
invalid provision, and to this end the provisions of the  
act are declared to severable.

Section 15:

Page 6, line 39 (committee of whole amendment):  
Strike "Construction".

The title, to read:

#### AN ACT

Relating to trade practices, and to prevent unfair

sales and destructive merchandising practices.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

PINAL COUNTY ELECTRICAL DISTRICT

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 94, by Mr. Truman, relating to Pinal county electrical district, with the recommendation that the Bill is correct as to form.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

WAR MINERALS

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Memorial No. 1, by Mr. Smith, relating to war minerals, with the recommendation that the Memorial is correct as to form.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Memorial was placed under the order of business second reading of bills.

EXTENSION OF TIME FOR COUNTIES, CITIES,  
TOWNS, AND SCHOOL DISTRICTS TO BORROW  
MONEY OR ISSUE BONDS

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 55, by Mr. Kelly, relating to extension of time for counties, cities, towns, and school districts to borrow money or issue bonds, with the recommendation that the Bill be revised as follows:

Section 1:

Line 4: Preceding "contract" strike "any", insert "a"; strike "by and".

Line 5: Following "between" strike "any", insert "the"; preceding "federal" strike "any", insert "a".

Section 2:

Line 9: Strike "DECLARATION OF"; strike "AND TIME OF".

Line 10: Strike "TAKING EFFECT."

The title, to read:

AN ACT

Relating to municipalities, and amending section 17, chapter 8, Session Laws of 1934, third special session.

Mr. Pomeroy moved the adoption of the report. The motion

was agreed to, and the Bill was placed under the order of business second reading of bills.

#### PUBLICATION OF DELINQUENT TAX SALES

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 40, by Mr. Patterson, relating to publication of delinquent tax sales, with the recommendation that the Bill be revised as follows:

##### Section 1:

Line 3: Preceding "Any county" insert "32. PENALTY."

Line 5: Strike "the fifteenth day of"; following "October" insert "15,".

Line 7: Strike "is punishable", insert "upon conviction punished"; following "by" strike "a".

Line 9: Strike "every", insert "any".

Line 10: Preceding "in addition" insert "shall".

Line 11: Strike "prescribed, forfeits", insert "therefor forfeit"; strike "is", insert "be".

Line 12 (committee of whole amendment): Strike "again"; strike "of this state."

##### Section 2:

(committee of whole amendment)

Following "Sec. 2." insert "EXPENSE OF TAX SALES."; preceding "by sections 3097" strike "provided for", insert "prescribed".

The title, to read:

#### AN ACT

Relating to taxation, and amending section 32, chapter 103, Session Laws of 1931, regular session.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

#### RESIDENCE QUALIFICATION FOR RELIEF

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported House Bill No. 75, relating to residence qualification for relief, with the recommendation that the Bill is correct as to form.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

## PINAL COUNTY ELECTRICAL DISTRICT

By unanimous consent Senate Bill No. 94, by Mr. Truman, relating to Pinal county electrical district, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

## WAR MINERALS

By unanimous consent Senate Memorial No. 1, by Mr. Smith, relating to war minerals, was read the second time by number and title.

The President put the question "Shall the Memorial be engrossed and have a third reading?", which was decided in the affirmative, and the Memorial was referred to the Committee on Enrolling and Engrossing.

## RELIEF OF PINAL COUNTY

By unanimous consent Senate Bill No. 61, by Mr. Truman, relating to relief of Pinal county, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

EXTENSION OF TIME FOR COUNTIES, CITIES,  
TOWNS, AND SCHOOL DISTRICTS TO BORROW  
MONEY OR ISSUE BONDS

By unanimous consent Senate Bill No. 55, by Mr. Kelly, relating to extension of time for counties, cities, towns, and school districts to borrow money or issue bonds, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

## PRIMARY ELECTIONS

By unanimous consent Senate Bill No. 3, by Mr. Angius, relating to primary elections, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

## PUBLICATION OF DELINQUENT TAX SALES

By unanimous consent Senate Bill No. 40, by Mr. Patterson,

relating to publication of delinquent tax sales, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### UNFAIR COMPETITION IN TRADE

By unanimous consent Senate Bill No. 83, by Mr. Jones, relating to unfair competition in trade, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### SAFETY ON HIGHWAYS

By unanimous consent Senate Bill No. 17, by Mr. Smith and Mr. Dalton, relating to safety on highways, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### RESIDENCE QUALIFICATION FOR RELIEF

By unanimous consent House Bill No. 75, relating to residence qualification for relief, was read the second time by number and title.

The Bill was placed under the order of business third reading of bills.

#### VISITING SHRINERS

By unanimous consent House Concurrent Resolution No. 5, relating to visiting Shriners, was read the second time by number and title.

The Resolution was placed under the order of business third reading of bills.

#### IMPROVEMENT OF STATE FAIR GROUNDS

By unanimous consent House Bill No. 40, relating to improvement of state fair grounds, was read the second time by number and title.

The Bill was placed under the order of business third reading of bills.

#### PRIMARY ELECTIONS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 3, by Mr. Angius, relating to primary elections.

Mr. Jones moved that the rules be suspended and Senate

Bill No. 3 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 19, as follows:

AYES

Angius	Kelly	Stanton
Babitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

RELIEF OF PINAL COUNTY

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 61, by Mr. Truman, relating to relief of Pinal county.

Mr. Jones moved that the rules be suspended and Senate Bill No. 61 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 19, as follows:

AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

PINAL ELECTRICAL DISTRICT

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 94, by Mr. Truman, relating to Pinal county electrical district.

Mr. Jones moved that the rules be suspended and Senate Bill No. 94 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 19, as follows:

AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

WAR MINERALS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Memorial No. 1, by Mr. Smith, relating to war minerals, as properly engrossed with the following correction:

Page 2, line 8, strike "inexhaustable" and insert "inexhaustible".

Mr. Pomeroy moved the adoption of the report. The motion was agreed to.

Mr. Jones moved that the rules be suspended and Senate Memorial No. 1 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 19, as follows:

## AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

## UNFAIR COMPETITION IN TRADE

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 83, by Mr. Jones, relating to unfair competition in trade, as properly engrossed with the following corrections:

On page 3, line 16, strike "removates" and insert "renovates".

On page 6, line 18, strike "injuctive" and insert "injunctive".

On page 5, line 15, strike "facia" after the word "prima" and insert "facie".

Mr. Pomeroy moved the adoption of the report. The motion was agreed to.

Mr. Jones moved that the rules be suspended and Senate Bill No. 83 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 18, Noes 1, as follows:

## AYES

Angius	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wieden
Hunt	Pomeroy	Wiltbank
Jones	Rienhardt	The President

## NOES

Babbitt

Senate Bill No. 83, by Mr. Jones, relating to unfair competition in trade, was read the third and final time, and passed on roll call, which resulted: Ayes 18, not voting 1, as follows:

AYES

Angius	Jones	Smith
Babbitt	Kelly	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The Prseident

NOT VOTING

McEachren

The President announced the signing in open session of Senate Bill No. 83, by Mr. Jones, relating to unfair competition in trade.

PINAL COUNTY ELECTRICAL DISTRICT

Senate Bill No. 94, by Mr. Truman, relating to Pinal county electrical district, was read the third and final time, and passed on roll call, which resulted: Ayes 18, not voting 1, as follows:

AYES

Angius	Jones	Smith
Babbitt	Kelly	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President

NOT VOTING

McEachren

The President announced the signing in open session of Senate Bill No. 94, by Mr. Truman, relating to Pinal county electrical district.

RELIEF OF PINAL COUNTY

Senate Bill No. 61, by Mr. Truman, relating to relief of Pinal county, was read the third and final time, and passed on roll call, which resulted: Ayes 18, not voting 1, as follows:

AYES

Angius	Jones	Smith
Babbitt	Kelly	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President

NOT VOTING

McEachren

The President announced the signing in open session of Senate Bill No. 61, by Mr. Truman, relating to relief of Pinal county.

## PRIMARY ELECTIONS

Senate Bill No. 3, by Mr. Angius, relating to primary elections, was read the third and final time, and passed on roll call, which resulted: Ayes 17, Noes 2, as follows:

## AYES

Angius	Kelly	Smith
Babbitt	McEachren	Stanton
Baker	Moore	Truman
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President
Jones	Rienhardt	

## NOES

Dalton	Wieden
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The President announced the signing in open session of Senate Bill No. 3, by Mr. Angius, relating to primary elections.

## WAR MINERALS

Senate Memorial No. 1, by Mr. Smith, relating to war minerals, was read the third and final time, and passed on roll call, which resulted: Ayes 18, Noes 1, as follows:

## AYES

Angius	Jones	Smith
Babbitt	Kelly	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President

## NOES

McEachren
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The President announced the signing in open session of Senate Memorial No. 1, by Mr. Smith, relating to war minerals.

## ARIZONA POWER AUTHORITY

Mr. Rienhardt moved that Senate Bill No. 26, by Mr. Rienhardt, relating to the creation of the Arizona power authority, be withdrawn from the Committee on Appropriations and placed on the Calendar of the Committee of the Whole. The motion was lost.

## RECESS

Mr. Patterson moved that the Senate stand at recess until 1:30 o'clock, p. m. The motion was agreed to, and (at 11 o'clock and forty-five minutes, a. m.) the Senate stood at recess.

## AFTERNOON SESSION

The President called the Senate to order at 1:35 o'clock, p. m.

## INVITATION TO ST. VALENTINE'S BALL

The President laid before the Senate a communication from the Bishopric and Relief Society of the Phoenix Second Ward, L. D. S. Church, extending an invitation to the members of the Senate to attend a St. Valentine's Ball at the Second Ward Recreational Hall, Third Avenue and Latham Street on the evening of February 12, 1937.

## LEGISLATIVE BALL

The President laid before the Senate an invitation from the Legislative Ball Committee of the House of Representatives, to attend the biennial legislative ball, to be held in the Fiesta Room of Hotel Westward Ho, on the evening of February 20, 1937.

## ADJOURNMENT

Mr. Jones moved that the Senate adjourn until Monday at 10 o'clock, a. m. The motion was agreed to, and (at 1 o'clock and forty-five minutes, p. m.) the Senate adjourned until Monday, February 15, 1937, at 10 o'clock, a. m.

PAUL C. KEEFE,  
President.

W. J. GRAHAM,  
secretary.

## MONDAY, FEBRUARY 15

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wieden
Hunt	Pomeroy	Wiltbank
Jones	Rienhardt	The President

The President announced that Mr. Babbitt had been excused to attend official business of the Senate at Washington, D. C.

### THE JOURNAL

By unanimous consent the reading of the Journal of Friday, February 12, 1937, was dispensed with, and the Journal was approved.

### LA FIESTA DE LOS VAQUEROS

Mr. Dalton called attention to the presence of Mr. Jack Gardner, former member of the House of Representatives from Pima County, who extended an invitation to the members of the Senate to attend La Fiesta de los Vaqueros, to be held in Tucson on February 20 to 23, 1937. Mr. Gardner then introduced Mr. Ed Echols, Sheriff of Pima County, who presented the President with a large sombrero.

The President made an appropriate acknowledgement of the gift.

Mr. McEachren moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 10 o'clock and forty-five minutes, a. m.) the Senate adjourned until tomorrow, Tuesday, February 16, 1937, at 10 o'clock, a. m.

PAUL C. KEEFE,  
President.

W. J. GRAHAM,  
Secretary.

**TUESDAY, FEBRUARY 16**

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Kelly	Rienhardt
Baker	McEachren	Smith
Dalton	Moore	Stanton
Harrison	Patterson	Wiltbank
Jones	Pomeroy	The President

The President announced that Mr. Babbitt, Mr. Hunt, Mr. Truman, and Mr. Wieden had been excused.

**THE JOURNAL**

By unanimous consent the reading of the Journal of Monday, February 15, 1937, was dispensed with, and the Journal was approved.

**SEATING OF MR. WIEDEN**

The Sergeant-at-Arms (at 10:05 o'clock, a. m.) announced that Mr. Wieden, a Senator from Pima, had entered the Senate chamber and taken his seat.

**CAPITOL BUILDING ELEVATOR**

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 47, by Mr. Rienhardt, relating to capitol building elevator, with the following amendments:

Page 1, lines 4 and 5, strike the words "twelve thousand five hundred dollars" and insert the words "fourteen thousand dollars";

Page 1, lines 12 and 13, strike the words "and, at the discretion of the board of directors," and insert the words "and equip with".

Mr. Rienhardt moved that the Senate concur in the House amendments to Senate Bill No. 47. The motion was agreed to on roll call, which resulted: Ayes 14, Noes 2, not voting 3, as follows:

**AYES**

Baker	McEachren	Smith
Dalton	Moore	Stanton
Harrison	Patterson	Wieden
Jones	Pomeroy	The President
Kelly	Rienhardt	

**NOES**

Angius	Wiltbank
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## NOT VOTING

Babbitt

Hunt

Truman

The President announced the signing in open session of the adoption of the House amendments to Senate Bill No. 47, by Mr. Rienhardt, relating to capitol building elevator.

## ELECTION ACTIVITIES

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 9, by Mr. Rienhardt, relating to electioneering at polling places on election days, with the following amendments:

Page 1, line 8, after word "kind", strike the words "within one-half mile of any polling place" and insert "on the day of any election,";

Page 2, line 26, after the word "fine" strike the word "of" and insert the words "not to exceed";

Page 2, line 27, after the word "or", insert the words "not more than";

Page 3, line 3, strike the word "of" and insert the words "not to exceed";

Page 3, line 3, after the word "or", insert the words "not more than";

Page 3, line 8, after the word "fine" strike the word "of" and insert the words "not to exceed";

Page 3, line 9, after the word "for" insert the words "not more than".

Mr. Rienhardt moved that the Senate concur in the House amendments to Senate Bill No. 9. The motion was agreed to on roll call, which resulted: Ayes 16, not voting 3, as follows:

## AYES

Angius  
Baker  
Dalton  
Harrison  
Jones  
Kelly

McEachren  
Moore  
Patterson  
Pomeroy  
Rienhardt

Smith  
Stanton  
Wieden  
Wiltbank  
The President

## NOT VOTING

Babbitt

Hunt

Truman

The President announced the signing in open session of the adoption of the House amendments to Senate Bill No. 9, by Mr. Rienhardt, relating to electioneering at polling places on election days.

## EXTRADITION OF PERSONS CHARGED WITH CRIME

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Sen-

ate Bill No. 44, by Mr. Patterson, relating to extradition of persons charged with crime.

#### MESSAGES FROM THE HOUSE

Messages from the House of Representatives by Lallah Ruth, its Chief Clerk, announced that the House had passed the following:

House Bill No. 56, entitled: "An act relating to fruit and vegetable standardization, and amending sections 9, 9c, 10, 10a and 13, chapter 95, Session Laws of 1929".

House Bill No. 90, entitled: "An act relating to the department of library and archives; designating its divisions, defining its functions, and prescribing its duties".

House Bill No. 73, entitled: "An act relating to a certain road in Graham county and declaring the same to be a state route."

House Bill No. 26, entitled: "An act relating to the spraying of poisonous substances from an aeroplane, and prohibiting the same under certain conditions."

House Bill No. 92, entitled: "An act making an appropriation for the construction of an addition to the state capitol".

House Concurrent Resolution No. 2, enacting and ordering the submission to the people of a measure relating to gaming.

#### INTRODUCTION AND FIRST READING OF BILLS

Mr. Rienhardt introduced Senate Bill No. 138, entitled: "An act to amend Section 1664, Revised Code of Arizona, 1928, as amended by chapter 45, Laws of 1935, regular session and Section 1688, Revised Code of Arizona, 1928, as amended by chapter 33, Session Laws of 1935, regular session, relating to driving under influence of liquor or drugs; penalty".

By unanimous consent the Bill was read the first time by number and title.

Mr. Rienhardt moved that the rules be suspended and Senate Bill No. 138 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Judiciary.

Mr. Baker introduced Senate Bill No. 139, entitled: "An act to protect the development of the Arizona pecan industry in this state, and in interstate and foreign markets; to protect the state's reputation in these markets; to establish standards and to prevent fraud and deception in the receiving, packing, sales and accounting of sales of unshelled pecans; to prescribe penalties for the violation of the provisions of this act, and to provide a method of enforcement of the terms and provisions thereof."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Pomeroy introduced Senate Bill No. 140, entitled: "An act relating to state and county property, and providing a means of identifying the same."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Baker introduced Senate Bill No. 141, entitled: "An act providing conditions upon which insurance companies writing contracts or policies of insurance against the hazard of fire may transact business in the state of Arizona, and retaining and administering all laws at present in existence in the State of Arizona relating to life, casualty, accident and liability insurance companies doing business in the State of Arizona under the supervision and control of the State Superintendent of Banks, and providing for the making, promulgating, regulation and control of general basis schedules, insurance rates and premiums and forms of insurance policies affecting fire hazards; providing certain conditions and limitations on insurance or policies on fire hazards; providing for maximum fire insurance rates and how companies may write contracts of insurance for fire at rates lower than the maximum rates and the filing of statements of reduced rates with the State Fire Insurance board and certified copies thereof with city and town secretaries and Boards of Supervisors of the separate counties of the State and fixing fees of said city and town secretaries, and said Board of Supervisors of the separate counties of the State for each service rendered; to prevent discrimination in fire insurance rates or premiums, except as provided by this Act; to create a State Fire Insurance Board and prescribing the duties and authority of the members thereof; and providing for the appointment and removal; providing certain duties for and to give certain authority to the Superintendent of Banks; appropriating money necessary to carry out the provisions of this Act; fixing the time when this Act shall go into effect and repealing all laws and parts of laws in conflict herewith.

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Pomeroy introduced Senate Bill No. 142, entitled: "An act relating to education, and amending section 1011, Revised Code of 1928, as amended".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Pomeroy introduced Senate Bill No. 143, entitled: "An act relating to education, and amending Section 1089, Revised Code of 1928, as amended".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Pomeroy introduced Senate Bill No. 144, entitled, "An act relating to education, and amending Section 1090a, Revised Code of 1928 (section 10, chapter 65, Session Laws of 1933)".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

The Committee on Education introduced Senate Bill No. 145, entitled: "An act relating to education and amending section 993, Revised Code of 1928".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Pomeroy introduced Senate Bill No. 146, entitled: "An act relating to education, and amending section 1064, Revised Code of 1928".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Pomeroy introduced Senate Bill No. 147, entitled: "An act relating to education, and amending section 1094, Revised Code of 1928, as amended".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Pomeroy introduced Senate Bill No. 148, entitled: "An act relating to education, and amending section 1060, Revised Code of 1928".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

The Committee on Judiciary introduced Senate Bill No. 149, entitled: "An act relating to inheritance and estate taxes, prescribing a schedule thereof, and repealing article 12, chapter 75, Revised Code of 1928, as amended".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Patterson introduced Senate Concurrent Resolution No. 6, proposing an amendment to the Constitution of Arizona relating to sessions of the legislature.

Mr. Patterson moved that the rules be suspended and Senate Concurrent Resolution No. 6 be referred to the proper committee today. The motion was agreed to, and the Resolution was referred to the Committee on Constitutional Amendments and Referendum.

House Bill No. 56, entitled: "An act relating to fruit and vegetable standardization, and amending sections 9, 9c, 10, 10a, 13, chapter 95, Session Laws of 1929, as amended", was, by unanimous consent, read the first time by number and title, and laid over for one day.

House Bill No. 90, entitled: "An act relating to the department of library and archives; designating its divisions, defining its functions, and prescribing its duties", was, by unanimous consent, read the first time by number and title, and laid over for one day.

House Bill No. 73, entitled: "An act relating to a certain road in Graham county and declaring the same to be a state route", was, by unanimous consent, read the first time by number and title.

Mr. Kelly moved that the rules be suspended and House Bill No. 73 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Highways and Bridges.

House Bill No. 26, entitled: "An act relating to aeroplanes, the spraying of poisonous substances therefrom, and flying over

buildings", was, by unanimous consent, read the first time by number and title, and laid over for one day.

House Bill No. 92, entitled: "An act making an appropriation for the construction of an addition to the state capitol", was, by unanimous consent, read the first time by number and title, and laid over for one day.

House Concurrent Resolution No. 2, enacting and ordering the submission to the people of a measure relating to gaming, was, by unanimous consent, read the first time by number and title, and laid over for one day.

#### RECESS

Mr. Jones moved that the Senate stand at recess subject to the call of the gavel. The motion was agreed to, and (at 10 o'clock and forty minutes, a. m.) the Senate stood at recess.

The President called the Senate to order at 10:50 o'clock, a. m.

#### REFERENCE OF BILLS

The President made the following reference of bills:

Senate Bill No. 135, by Mr. Truman, relating to witness fees and mileage, to the Committee on Judiciary.

Senate Bill No. 136, by Mr. Pomeroy, for the relief of H. A. Yancy, to the Committee on Appropriations.

Senate Bill No. 137, by Mr. Patterson, relating to unclaimed shares and dividends, to the Committee on Labor and Capital.

House Bill No. 32, relating to real estate code, to the Committee on Methods of Business.

House Bill No. 79, relating to out-of-state parolee supervision, to the Committee on Judiciary.

House Bill No. 37, relating to licensing of dogs, to the Committee on Judiciary.

House Concurrent Memorial No. 1, relating to Indian cattle-men, to the Committee on Livestock.

#### DAIRIES AND DAIRY PRODUCTS

Mr. Rienhardt, for the Committee on Municipalities, reported Senate Bill No. 129, by Mr. Truman, relating to dairies and dairy products, with the recommendation that the Bill do pass.

Mr. Truman, the Senator from Pinal, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Municipalities, was placed on the Calendar of the Committee of the Whole.

#### SALARIES OF LEGISLATORS

Mr. Harrison, for the Committee on Constitutional Amendments and Referendum, reported House Concurrent Resolution No.

3, relating to salaries of legislators, with the recommendations that the Resolution be amended as follows:

Amend line 9, page 1, by striking the figures "60" and inserting the figures "90" and by adding "no bills except resolutions, memorials and referred measures shall be received after the forty-fifth day of any regular legislative session; nor after the tenth day of any special session.";

Amend line 10, page 1, by striking the figures "20" and inserting the figures "30" in lieu thereof;

Amend line 12, page 1, following the word "mile" by adding "They shall also receive the sum of \$5.00 per day for necessary hotel, eating and living expenses during each day of every session, to be paid weekly upon requisition of the presiding officers of each branch.";

Amend line 15, page 1, by striking the words "two-thirds" and insert the words "the number" in lieu thereof and following the word "thereof" in said line 15 by adding the following, "each House shall appoint a law clerk who shall be in addition to the number of attaches and employees herein provided.";

Amend line 17, page 1, by adding following the word "secretary" a comma and the words "law clerks"; and as so amended the Bill do pass.

Mr. Rienhardt, a Senator from Gila, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Constitutional Amendments and Referendum, was placed on the Calendar of the Committee of the Whole.

#### AMENDING ACT CREATING FEDERAL DEPOSIT INSURANCE CORPORATION

Mr. Babbitt, for the Committee on Banking and Insurance, reported Senate Bill No. 66, by the Committee on Banking and Insurance, relating to amending act creating federal deposit insurance corporation, with the recommendation that the Bill do pass.

Mr. Jones, a Senator from Maricopa, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Banking and Insurance, was placed on the Calendar of the Committee of the Whole.

#### SALE OF CAPITAL NOTES OR DEBENTURES

Mr. Babbitt, for the Committee on Banking and Insurance, reported Senate Bill No. 65, by the Committee on Banking and Insurance, relating to sale of capital notes or debentures, with the recommendation that the Bill be amended as follows:

Strike Section 2 from said Bill;

and as so amended the Bill do pass.

Mr. Baker, the Senator from Yuma, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Banking and Insurance, was placed on the Calendar of the Committee of the Whole.

#### PLEDGING OF BANK ASSETS

Mr. Babbitt, for the Committee on Banking and Insurance, reported Senate Bill No. 113, by Mr. Patterson, relating to pledging of bank assets, with the recommendation that the Bill do pass.

The Bill, accompanied by the report of the Committee on Banking and Insurance, was placed on the Calendar of the Committee of the Whole.

#### DIVIDENDS AND SURPLUS FUNDS OF BANKS

Mr. Babbitt, for the Committee on Banking and Insurance, reported Senate Bill No. 111, by Mr. Patterson, relating to dividends and surplus funds of banks, with the recommendation that the Bill do pass.

Mr. Patterson, a Senator from Yavapai, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Banking and Insurance, was placed on the Calendar of the Committee of the Whole.

#### CAPITAL STOCK OF BANKS

Mr. Babbitt, for the Committee on Banking and Insurance, reported Senate Bill No. 110, by Mr. Patterson, relating to capital stock of banks, with the recommendation that the Bill do pass.

Mr. Patterson, a Senator from Yavapai, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Banking and Insurance, was placed on the Calendar of the Committee of the Whole.

#### INSTALLMENT LOANS

Mr. Babbitt, for the Committee on Banking and Insurance, reported Senate Bill No. 109, by Mr. Patterson, relating to installment loans, with the recommendation that the Bill be amended by titling the sections, and as so amended the Bill do pass.

Mr. Patterson, a Senator from Yavapai, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Banking and Insurance, was placed on the Calendar of the Committee of the Whole.

#### CIVIL SERVICE CONSTITUTIONAL AMENDMENT

Mr. Harrison, for the Committee on Constitutional Amend-

ments and Referendum, reported Senate Concurrent Resolution No. 5, by Mr. Kelly, proposing civil service constitutional amendment, with the recommendation that the Resolution do pass.

The Resolution, accompanied by the Report of the Committee on Constitutional Amendments and Referendum, was placed on the Calendar of the Committee of the Whole.

#### DEPOSITING OF PUBLIC MONEYS

Mr. Moore, for the Committee on Finance and Revenue, reported House Bill No. 3, relating to depositing of public moneys, with the recommendation that the Bill be amended as follows:

"Section 1. SECURITY ON DEPOSITS. Notwithstanding any provision of law of this state or of any political subdivision thereof requiring security for deposits in the form of collateral, surety bond or in any other form, security for such deposits shall not be required to the extent said deposits are insured under the provisions of Section 12B of the Federal Reserve Act, as amended, or any amendments thereto.";

That the title to House Bill No. 3 be amended by striking said title and inserting in lieu thereof the following:

"To exempt banking institutions from furnishing security for any deposits to the extent such deposits are insured under Section 12B of the Federal Reserve Act, as amended.";

and as so amended the Bill do pass.

Mr. Patterson, a Senator from Yavapai, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Finance and Revenue, was placed on the Calendar of the Committee of the Whole.

#### SLAUGHTER OF ANIMALS

Mr. Hunt, for the Committee on Livestock, reported Senate Bill No. 97, by Mr. Dalton, relating to slaughter of animals, with the recommendation that the Bill do pass.

Mr. Dalton, a Senator from Pima, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Livestock, was placed on the Calendar of the Committee of the Whole.

#### PERSONAL PROPERTY TAXES

Mr. Moore, for the Committee on Finance and Revenue, reported Senate Bill No. 7, by Mr. Smith, relating to personal property taxes, with the recommendation that the Bill be amended as follows:

That line 4, paragraph (b), be amended as fol-

lows: Strike the words "such tax" and insert in lieu thereof the words "such tax shall be a debt against the owner of the property";

That in line 11, paragraph (c), following the word "shall" insert the following: "Proceed to";

That at the end of line 24, paragraph (g), following the word "proceedings" add the following words: "in other civil cases including proceedings";

That in line 28, printed bill, section (h), page 2, the words "sale or" be inserted following the word "any" in said line;

That in line 42, page 2, printed bill, paragraph (k), strike the words "at least once each day" and insert the following "on the first Monday of each month";

and as so amended the Bill do pass.

Mr. Smith, the Senator from Mohave, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Finance and Revenue, was placed on the Calendar of the Committee of the Whole.

#### RELIEF OF CHARLES N. WALTERS

Mr. McEachren, for the Committee on Appropriations, reported Senate Bill No. 114, by Mr. McEachren, for the relief of Charles N. Walters, with the recommendation that the Bill do pass.

Mr. McEachren, a Senator from Gila, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

#### PAPAGO-SAGUARO NATIONAL MONUMENT

Mr. McEachren, for the Committee on Appropriations, reported Senate Bill No. 119, by Mr. Patterson, relating to Papago-Saguaro National Monument, with the recommendation that the Bill be amended as follows:

Strike "Section 3" titled "Appropriation" in its entirety;

and as so amended the Bill do pass.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

#### REIMBURSEMENT OF GENERAL FUND

Mr. McEachren, for the Committee on Appropriations, reported Senate Bill No. 115, by Mr. Patterson, relating to reimburse-

ment of general fund, with the recommendation that the Bill do pass.

Mr. Patterson, a Senator from Yavapai, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

#### RELIEF OF THOMAS A. FLYNN

Mr. McEachren, for the Committee on Appropriations, reported Senate Bill No. 30, by Mr. Jones, for the relief of Thomas A. Flynn, with the recommendation that the Bill be amended as follows:

Line 1, page 1, after the word "of" strike the words "One Thousand Five Hundred Dollars" and insert in lieu thereof the following "One Thousand Two Hundred Fifty Dollars",

and as so amended the Bill do pass.

Mr. Jones, a senator from Maricopa, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

#### SEATING OF MR. TRUMAN

The Sergeant-at-Arms (at 10:55 o'clock, a. m.) announced that Mr. Truman, the Senator from Pinal, had entered the Senate chamber and taken his seat.

#### RECESS

By unanimous consent (at 11 o'clock, a. m.) the Senate stood at recess subject to the call of the gavel, following a joint session in the House of Representatives chamber to extend a welcome to Governor Roman Yocupicio of the state of Sonora, Republic of Mexico, and his official staff.

#### GOVERNOR ROMAN YOCUPICIO

The Senate and the House of Representatives assembled in joint session at 11:07 o'clock, a. m., in the House of Representatives chamber, the President of the Senate presiding. The President announced the purpose of the joint assembly was to extend a welcome to Governor Roman Yocupicio of the state of Sonora, Republic of Mexico, and his official staff.

The Secretary of the Senate called the roll of the Senate, and the following Senators answered to their names:

Angius	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank

Jones  
Kelly

Rienhardt  
Smith

The President

The Chief Clerk of the House called the roll of the House of Representatives, and the following Representatives answered to their names:

Adamson	Kenworthy	Sharpe
Batchelder	Klein	Shelton
Brayton	Mader	Skinner
Burk	Marks	Spaid
Carson	Menderson	Stauffer
Combs	Mitchell	Struckmeyer
Cummard	Morrow	Sullivan
Curry	Mullen	Thompson
Farley	Murray	Williams (Coconino)
Gillett	McDonald	Williams (Graham)
Goodson	McKinney	Wilson
Gray	O'Neill	Wisdom
Hamblin	Petersen	Wisener
Heron	Priser	Wood
Johns	Reichard	Mr. Speaker
Johnson	Rosenbaum	

The President designated Mr. McEachren, a Senator from Gila county, Mr. Harrison, the Senator from Santa Cruz county, and Mr. Patterson, a Senator from Yavapai county, Mr. Goodson, a Representative from Maricopa county, Mr. Farley, the Representative from Santa Cruz county, and Mr. Sharpe, a Representative from Cochise county, to escort His Excellency, Governor Roman Yocupicio, and his official staff, and His Excellency, Governor Rawleigh C. Stanford, Governor of the state of Arizona, to the House chamber.

His Excellency, Governor Roman Yocupicio, with his official staff, and His Excellency Rawleigh C. Stanford, appeared in the House chamber, escorted by Mr. McEachren, Mr. Harrison, Mr. Patterson, Mr. Goodson, Mr. Farley, and Mr. Sharpe, and were introduced by the President.

The President addressed the joint session in an appropriate manner, extending the good will of the Thirteenth Legislature of the state of Arizona.

Governor Rawleigh C. Stanford welcomed the Governor of Sonora and his staff, expressing the wish and hope that the friendship and good will now existing between Sonora and Arizona would endure, and that the relations between the two states would be everlasting.

The Speaker of the House of Representatives extended a warm welcome to the Governor of Sonora and his staff.

Governor Yocupicio responded to the hearty expression of welcome and gave assurance that the good neighbor policy of President Roosevelt would be his aim and ambition.

A rising vote of thanks was extended to Governor Yocupicio for his good will visit.

Thereupon (at 11 o'clock and forty minutes, a. m.) the joint session was dissolved.

PAUL C. KEEFFE,  
President.

W. J. GRAHAM,  
Secretary.

VERNON G. DAVIS,  
Speaker of the House of Representatives.

LALLAH RUTH,  
Chief Clerk of the House of Representatives.

The President called the Senate to order at 11:50 o'clock, a. m.

#### RECESS

Mr. McEachren moved that the Senate stand at recess until 2 o'clock, p. m. The motion was agreed to, and (at 11 o'clock and fifty-five minutes, a. m.) the Senate stood at recess.

#### AFTERNOON SESSION

The President called the Senate to order at 2 o'clock, p. m.

#### INTANGIBLE TAX

Mr. Moore, for the Committee on Finance and Revenue, reported Senate Bill No. 49, by Mr. Pomeroy and Mr. Kelly, relating to Intangible Tax, with the recommendation that the Bill be amended as follows:

After the words "class 1" on line 36, page 6 of the printed bill, strike the word "three" and insert the word "two".

After the words "Class 2" in line 37, page 6 of the printed bill, strike the word "five" and insert the word "four".

After the words "Class 4" in line 45, page 6 of the printed bill, strike the word "six" and insert the word "four".

After the words "Class 5" in line 1, page 7 of the printed bill, strike the word "six" and insert the word "four".

After the word "the" in line 23 on page 9 of the printed bill, insert the word "total".

After the word "behalf" in line 26, page 9 of the printed bill, insert the following sentence: "Every commercial bank, savings bank, trust company or other banking institution and every building and loan association, investment company and dealer in securities, insurance company, or other company or association receiving or accepting deposits shall at all times keep on file a record of its depositors showing their

deposits as of the date of the levy of the tax herein provided for, to which record the commission shall at all times have access."

After the word "business" in line 16, page 11 of the printed bill, strike out all of the balance of subsection (b) which provides that a corporation shall pay the tax on behalf of the respective owners.

On line 19, page 12 of the printed bill, after the word "payable", insert the words "which may be and".

On line 24, page 15 of the printed bill, strike the words "twice the amount of the unpaid tax." and insert in lieu thereof the words "the amount of ten per cent. of the unpaid tax."

In line 24, page 15 of the printed bill, strike the word "amount", being the third word from the end of the line, and insert "sum"; and in line 25 strike the word "interest", being the third word in said line.

Insert after the word "paid" in line 31, page 18 of the printed bill, the words: "Each county recorder in the state shall immediately after the effective date of this bill be advised by the commission as to what classes of instruments evidencing intangible property are not subject to the taxes imposed by this act, whether by reason of their ownership or otherwise".

In line 5 on page 19 of the printed bill, after the word "brought", insert the words "or that the same is not taxable under this act".

Strike out all of subsection (b), (section 36), beginning on line 34, page 19 of the printed bill.

In line 38, page 21 of the printed bill, strike the word "less" and insert in lieu thereof the word "more"; strike the word "one" (being the fifth word in said line), and insert in lieu thereof the word "three"; strike out of lines 38 and 39 the words "nor more than one thousand"; on line 39, after the word "dollars", insert the word "and" and strike out the words "three years" and insert in lieu thereof the words "six months".

In line 9, on page 22 of the printed bill, strike out the word "authenticates" and on line 10 page 22 of the printed bill, strike out the word "authenticated";

and as so amended, the Bill do pass.

Mr. Pomeroy, a senator from Maricopa, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Finance and Revenue, was placed on the Calendar of the Committee of the Whole.

## USE TAX ON TANGIBLE PROPERTY

Mr. Moore for the Committee on Finance and Revenue, reported Senate Bill No. 125, by Mr. Pomeroy, relating to use tax on tangible property, with the recommendation that the Bill do pass.

Mr. Pomeroy, a senator from Maricopa, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Finance and Revenue, was placed on the Calendar of the Committee of the Whole.

## AGRICULTURAL COOPERATIVE ASSOCIATIONS

Mr. Baker, for the Committee on Agriculture and Irrigation, reported Senate Bill No. 117 by Mr. Jones, relating to agricultural cooperative associations, with the recommendation that the Bill do pass.

Mr. Jones, a Senator from Maricopa, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Agriculture and Irrigation, was placed on the Calendar of the Committee of the Whole.

## TANGIBLE PERSONAL PROPERTY TAX

Mr. Moore, for the Committee on Finance and Revenue, reported Senate Bill No. 70, by Mr. Pomeroy, relating to tangible personal property tax, with the recommendation that the Bill be amended as follows:

Strike all after the enacting clause and insert:

Section 1. Sec. 1, article 2, chapter 77, Session Laws of 1935, regular session, is amended to read:

1. DEFINITIONS. In this article, unless the context otherwise requires:

“person” or “company”, herein used interchangeably, includes individual, firm, co-partnership, joint adventure, association, corporation, municipal corporation, estate, trust, or any other group or combination acting as a unit, and the plural as well as the singular number;

“tax commission” or “the commission” means the state tax commission;

“tax year” or “taxable year” means either the calendar year or the taxpayer’s fiscal year when permission is obtained from the commission to use a fiscal year as the tax period in lieu of the calendar year;

“sale” means any transfer of title or possession, or both, exchange, barter, lease or rental, conditional or otherwise, in any manner or by any means whatso-

ever, of tangible personal property, for a consideration, and includes any transaction whereby the possession of property is transferred but the seller retains the title as security for the payment of the price; it also includes the fabrication of tangible personal property for consumers who furnish either directly or indirectly the materials used in the fabrication work and the furnishing, preparing or serving for a consideration of any tangible personal property consumed on the premises of the person furnishing, preparing or serving such personal property;

“retail sale” or “sale at retail” means a sale for any purpose other than for resale in the form of tangible personal property, but the expressions “transfer of possession”, “lease”, and “rental” as used in the definition of “sale” means only such transactions as are found upon investigation to be in lieu of sales as defined without the words “lease or rental”;

“taxpayer” means any person liable for any tax hereunder;

“gross income” means the gross receipts of a taxpayer derived from trade, business, commerce or sales and the value proceeding or accruing from the sale of tangible personal property, or service, or both, and without any deduction on account of losses;

“business” includes all activities or acts, personal or corporate, engaged in or caused to be engaged in with the object of gain, benefit or advantage either direct or indirect, but not casual activities or sales;

“gross proceeds of sales” means the value proceeding or accruing from the sale of tangible personal property without any deduction on account of the cost of property sold, expenses of any kind, or losses, but cash discounts allowed and taken on sales shall not be included as gross income; “gross income” or “gross proceeds of sales” shall not be construed to include goods, ware or merchandise, or value thereof, returned by customers when the sale price is refunded either in cash or by credit, not the sale of any article accepted as part payment on any new article sold, if and when the full sale price of the new article is included in the “gross income” or “gross proceeds of sales”, as the case may be;

“engaging”, when used with reference to engaging or continuing in business, includes the exercise of corporate or franchise powers;

“auditor” means the state auditor;

“wholesaler” or “jobber” means any person who sells tangible personal property for resale and not for consumption by the purchaser;

“retailer” includes every person engaged in the business of making sales at retail, and when in the

opinion of the commission it is necessary for the efficient administration of this article, includes dealers, distributors, supervisors, employers, and salesmen, representatives, peddlers, or canvassers as the agents of such dealers, distributors, supervisors, or employers under whom they operate or from whom they obtain the tangible personal property sold by them, whether in making sales on their own behalf or on behalf of said dealers, distributors, supervisors or employers;

“gross receipts” means the total amount of the sale, lease, or rental price, as the case may be, of the retail sales of retailers, including any services that are a part of the sales, valued in money, whether received in money or otherwise, including all receipts, cash, credits and property of every kind or nature, and any amount for which credit is allowed by the seller to the purchaser, without any deduction therefrom on account of the cost of the property sold, materials used, labor or service performed, interest paid, losses or any other expense, but does not include cash discounts allowed and taken nor the sale price of property returned by customers when the full sale price thereof is refunded either in cash or by credit;

“tangible personal property” means personal property which may be seen, weighed, measured, felt, touched, or is in any other manner perceptible to the senses;

“in this state” or “in the state” means within the exterior limits of the state of Arizona, and includes all territory within such limits owned by or ceded to the United States of America;

“rooming house” means any building, four or more rooms of which are rented to guests for rooming purposes;

“apartment house” means a building or buildings upon a single lot or parcel of ground, so constructed as to accommodate for dwelling purposes three or more families, none of which apartments or buildings are occupied by the owner;

“food products” includes cereals and cereal products, milk and milk products, oleomargarine, meat and meat products, fish and fish products, eggs and egg products, vegetables and vegetable products, fruit and fruit products, spices and salt, sugar and sugar products other than candy and confectionery, coffee and coffee substitutes, tea, cocoa and cocoa products other than candy and confectionery; the term does not include spirituous, malt or vinous liquors, soft drinks, sodas, or beverages such as are ordinarily dispensed at bars and soda fountains or in connection therewith, nor the furnishing, preparing or serving for a consideration of any tangible personal property consumed on the premises of the person furnishing, preparing or serving such tangible personal property;

“work clothes” includes overalls, levis, aprons, waitress uniforms, nurse uniforms, working shoes as distinguished from dress and sport shoes, and other similar garments ordinarily worn in the performance of manual labor; it does not include sporting apparel, uniforms worn by car or bus operators, police, soldiers or chauffeurs.

Section 2. Section 2, article 2, chapter 77, Session Laws of 1935, regular session, is amended to read:

2. IMPOSITION OF TAX. (a) There is levied and shall be collected, privilege taxes measured by the amount or volume of business done, and in amounts to be determined by the application of rates against values, gross proceeds of sales, or gross income, as the case may be, in accordance with the following schedule:

1. At an amount equal to one per cent of the gross proceeds of sales or gross income from the business, upon every person engaged or continuing in the businesses of manufacturing, baling, crating, boxing, barrelling, canning, bottling, sacking or preparing for sale, profit or commercial use, agricultural or horticultural products, including livestock prepared for sale or commercial use, and any product, article, substance, or commodity not included within item 3a, paragraph 3, of this section. Any product, article, substance or commodity included in this paragraph which shall be sold at retail, or to the ultimate consumer or user by any person enumerated herein shall be deemed to be a sale at retail, as classified in paragraph 5 of this subsection.

2. At any amount equal to one per cent of the gross proceeds of sales or gross income from the business, upon every person engaging or continuing within this state in the businesses of: mining, quarrying, smelting or producing for sale, profit, or commercial use any oil, natural gas, limestone, sand, gravel, copper, gold, silver or other mineral product, compound or combination of mineral products, or felling, producing or preparing timber or any product of the forest for sale, profit or commercial use.

3. At an amount equal to one per cent of the gross proceeds of sales or gross income from the business, upon every person engaging or continuing in the business of transporting for hire, freight or passengers, persons or property, by railroad or motor vehicle, or air vehicle from one point to another in the state; when a carrier operates partly within and partly without the state, the gross receipts of the carrier within the state shall be deemed to be all receipts of business beginning and ending within the state, and such proportion of the receipts of business passing through, into, or out of the state as the mileage of the carrier within the state bears to the entire mileage over which the business of the carrier is done.

4. At an amount equal to one per cent of the gross proceeds of sales or gross income from the business, upon every person engaging or continuing in the businesses of:

4a. furnishing to consumers electricity, electric lights, current, power or gas, natural or artificial, and water;

4b. transmitting local or long distance messages or conversations by telephone or messages by telegraph from one point to another point in this state, including gross income derived from tolls, subscriptions and services on behalf of subscribers or by the publication of any directory of the names of subscribers; when a telephone or telegraph line operates partly within and partly without the state, the gross receipts of the business within the state shall be computed as provided in paragraph 3 of this subsection;

4c. operating pipe lines for transporting oil or natural or artificial gas through pipes or conduits from one point to another in the state; when a pipe line operates partly within and partly without the state, the gross receipts of the business within the state shall be computed as provided in paragraph 3 of this subsection;

4d. operating private car lines, as defined in section 3144, Revised Code of 1928, from one point to another point in the state; when a private car line operates partly within and partly without the state, the gross receipts of the business within the state shall be computed as provided in paragraph 3 of this subsection;

4e. publication of newspapers, magazines or other periodicals and publications, when published within the state, including the gross income derived from subscriptions;

4f. job printing, engraving, embossing, or copying, advertising by billboards, direct mail, radio, or by any means calculated to appeal to prospective purchasers.

5. At an amount equal to two per cent of the gross proceeds of sales or gross income from the business, upon every person engaging or continuing within this state in the business of selling any tangible personal property at retail, except: 5a. stocks and bonds, 5b. food products purchased for human consumption, 5c. wood, coal, and fuel oil, 5d. work clothes.

6. At an amount equal to two per cent of the gross proceeds of sales or gross income from the business, upon every person engaging or continuing within this state in the businesses of restaurants, dining cars, dining rooms, lunch rooms, lunch stands, soda fountains, or similar establishments where articles of

food or drink are sold for consumption on the premises or on such dining cars.

7. At an amount equal to two per cent of the gross proceeds of sales or gross income from the business upon every person engaging or continuing within this state in the businesses of:

7a. Operating or conducting theatres, movies, operas, shows of any type or nature, exhibitions, concerts, carnivals, circuses, amusement parks, menageries, fairs, races, contests, games, billiard or pool parlors, bowling alleys, dances, dance halls, or any business charging admission fees for exhibition, amusement or instruction, other than projects of bona fide religious or educational institutions;

7b. office buildings, business houses, hotels, guest houses, dude ranches or resorts, rooming houses, apartment houses, automobile rental services, automobile storage garages, parking lots, tourist camps, or any other business or occupation charging storage fees or rents;

7c. collection agencies, credit bureaus, or adjustment agencies.

8. At an amount equal to one-fourth of one per cent on the gross proceeds of sales or gross income from the business, upon every person engaging or continuing within this state in the businesses of compounding, packing, preserving, processing, or selling at wholesale any tangible personal property.

9. (a) At an amount equal to one per cent of the gross proceeds or gross income from the business, upon every person engaged or continuing in the business of contracting. Purchases made by a contractor subject to the tax herein imposed, of materials which are to become a component part of any structure or improvement erected, constructed, or repaired, may be reported by the seller of such materials as sales at wholesale.

(b) In the case of persons engaged in the businesses classified in subsection (a), paragraphs 1 and 2, the rate shall be applied to the value of the entire product manufactured, compounded, packed, preserved, baled, crated, boxed, barrelled, canned, bottled, sacked, processed, mined, quarried, produced, felled or prepared for sale, profit or commercial use in this state, regardless of the place of sale or the fact that deliveries may be made to points outside this state, but the gross income or proceeds from sales of persons engaged in the business of baling, crating, boxing, sacking or preparing for sale of cultivated agricultural and horticultural products shall be the field or orchard value of the matured crops of such products before harvesting, and shall be determined under such reasonable rules as may be formulated by the commission.

(c) In the case of persons engaged in the businesses classified in subsection (a), paragraphs 1 and 2, whose income in whole or in part is derived from service or manufacturing charges instead of from sales of the products manufactured or handled, the rate shall be applied to the gross income of such persons derived from such manufacturing or service charge.

(d) If any person engaging in any business classified in subsection (a), paragraphs 1 and 2, shall ship or transport products, or any part thereof, out of the state without making sale of such products, or shall ship his products outside of the state in an unfinished condition, the value of the products or articles in the condition or form in which they existed when transported out of the state and before they enter interstate commerce shall be the basis for assessment of the tax, and the commission shall prescribe equitable and uniform rules for ascertaining such value.

(e) Any shipments of products outside of the state, without making sale of such products, or shipments of products in an unfinished condition, as provided in subsection (d), amounting in value to less than five hundred dollars, shall be exempt from the tax.

(f) When a person is engaged in the business of selling tangible personal property at both wholesale and retail the retail rate shall be applied only to the gross proceeds of the sales made other than at wholesale when books are kept so as to show separately the gross proceeds of sales of each class, but when books are not so kept the retail rate shall be applied to the gross proceeds of every sale made.

(g) The sale to hotels, restaurants, dining cars, lunch rooms, boarding houses or similar establishments of articles used by man for food, drink or condiment, whether simple, mixed or compounded, where such articles are customarily prepared and served to patrons for consumption on the premises or on such dining cars, shall be deemed wholesale sales as to such commodities, and the person who then resells such commodities in a booked or prepared form shall be deemed to be engaged in the businesses classified in paragraph 5 of this subsection.

Sec. 3. Sec. 3, article 2, chapter 77, Session Laws of 1935, regular session, is amended to read:

3. SALES BETWEEN AFFILIATED CORPORATIONS AND PERSONS. In determining value as regards sales from one to another of affiliated companies or persons, or other circumstances where the relation between the buyer and seller is such that the gross proceeds from the sale are not indicative of the true value of the subject matter of the sale, the commission shall prescribe uniform and equitable rules for

determining the value upon which the privilege tax shall be levied, corresponding as nearly as possible to the gross proceeds from the sale of similar products of like quality or character by other taxpayers where no common interest exists between the buyer and seller, but otherwise under similar circumstances and conditions.

Sec. 4. Sec. 4, article 2, chapter 77, Session Laws of 1935, regular session, is amended to read:

4. **CONTRACTS MADE PRIOR TO EFFECTIVE DATE OF ACT.** Where tangible personal property was sold at retail under a contract made prior to the effective date of this act, which contract specified and fixed the sale price, and the sale is taxable under this act, the seller may add the tax imposed by this act to the sale price and collect it from the buyer.

Sec. 5. Sec. 5, article 2, chapter 77, Session Laws of 1935, regular session, is amended to read:

5. **PRODUCERS SELLING AT RETAIL.** Any person engaging in any business classified in subsection (a), paragraphs 1 and 2, who sells the products of such business at retail in this state shall be required to make return of the gross proceeds of such sales and to pay the tax at the rate imposed by subsection (a), paragraph 5; but the rates imposed by subsection (a), paragraphs 1, 2, 3, and 4, shall be applied to the gross proceeds of sales of such products when such sales are made other than at retail.

Sec. 6. Sec. 6, article 2, chapter 77, Session Laws of 1935, regular session, is amended to read:

6. **REPORTING SALES MADE TO WHOLESALEERS AND SALES MADE IN MORE THAN ONE CLASS.** A person engaged in any of the occupations classified in subsection (a), paragraphs 1, 2, 3, 4, or 5, who is at the same time engaged in a business otherwise classified, and with respect to which the rate to be applied would not be the same, shall be required to make separate return of the gross proceeds of sales or the gross income from any business so separately classified.

Sec. 7. Sec. 8, article 2, chapter 77, Session Laws of 1935, regular session, is amended to read:

8. **FREIGHT DEDUCTION.** In computing the amount of tax upon the business activities classified in subsection (a), paragraphs 1 and 2, the selling price shall be reduced by the amount of the actual freight paid by the taxpayer, from the place of production to the place of delivery, when such freight is included in the sale price of such products.

Sec. 8. Sec. 11, article 2, chapter 77, Session Laws of 1935, regular session, is amended to read:

11. **LICENSES.** (a) Every person having a gross proceeds of sales or gross income upon which a

privilege tax is imposed by this article, desiring to engage or continue in business, shall make application to the commission for a privilege license, accompanied by a fee of one dollar, and no such person shall engage or continue in business until he shall have obtained such license.

(b) If the applicant is not in arrears in the payment of any tax imposed by this chapter, the commission shall issue a license authorizing him to engage and continue in such business until June 30, 1937, upon condition that he shall comply with the provisions of this chapter. Such license shall be renewed annually, on or before July 1.

(c) The privilege license prescribed herein shall be non-transferable, shall be valid only until the end of the current fiscal year, which shall be stated on the face thereof, shall be displayed in the applicant's place of business, and may be revoked for cause at any time.

(d) A person engaged in or conducting a business in two or more locations, shall procure a license for each of such locations. This requirement shall not be construed as conflicting with section 9 of this article.

(e) Any person who violates any provision of this section shall be guilty of a misdemeanor and upon conviction fined, for each offense, not less than ten dollars, or imprisoned not less than ten days.

Sec. 9. Sec. 14, article 2, chapter 77, Session Laws of 1935, regular session, is amended to read:

14. COMMISSION TO CORRECT ERRORS. (a) If the taxpayer shall make any error in computing the tax assessable against him, the commission shall correct such error or re-assess the proper amount of taxes, and notify the taxpayer of this action by mailing to him promptly a copy of the corrected assessment, and any additional tax for which such taxpayer may be liable shall be paid within ten days after the receipt of such statement.

(b) The burden of proving that a sale of tangible personal property was not a sale at retail shall be upon the person who made it, unless such person shall have taken from the purchaser a certificate signed by and bearing the name and address of the purchaser to the effect that the property was purchased for resale.

(c) For the purpose of the proper administration of this act and to prevent evasion of the tax hereby imposed it shall be presumed that all gross receipts are subject to the tax until the contrary is established.

(d) If the commission is not satisfied with the return and payment of tax made by any person, it shall have the power and authority to make an additional assessment of the tax due from such person,

based upon the facts contained in the return or upon any information within its possession or that shall come into its possession. All such additional assessments shall bear interest at the rate of one-half of one per cent per month, or fraction thereof, from the fifteenth day after the close of the period or periods, as the case may be, for which the additional assessment is imposed until the date of payment. If any part of the deficiency for which the additional assessment is imposed is due to negligence or intentional disregard of the act or authorized rules and regulations, a penalty of ten per cent of the amount of the additional assessment shall be added, plus interest as above provided. If any part of the deficiency for which the additional assessment is imposed is due to fraud or intent to evade the tax, a penalty of twenty-five per cent of the amount of the additional assessment shall be added, plus interest. The commission shall give to the person written notice of such additional assessment. Such notice may be served upon the person personally or by mail; if by mail, service shall be made in the manner prescribed by law and addressed to the person at his address as the same appears in the records of the commission.

(e) If the board believes that the collection of any tax or assessment imposed by this act will be jeopardized by delay, it shall immediately levy a jeopardy assessment for the tax, interest and penalty provided herein. The amount so assessed shall be immediately due and payable. Promptly after the levy of the assessment, the commission shall give to the person written notice of such assessment, the notice to be served personally or by mail in the same manner as prescribed by law for service of notice. If the amount of the tax, interest and penalty specified in the jeopardy assessment is not paid within ten days after the service upon the person of notice of the assessment the delinquency penalty and interest provided by law shall attach to the amount of the tax specified therein.

Sec. 10. Sec. 16, article 2, chapter 77, Session Laws of 1935, regular session, is amended to read:

16. **TAX SHALL BE LIEN; REMEDIES.** (a) The tax imposed by this article shall be a lien upon the property of any person subject to the provisions of this article who shall sell out his business or stock of goods, or shall quit business, and such person shall be required to make out the return provided for under section 13 of this article within fifteen days after the date of selling out his business or stock of goods, or quitting business, and his successor in business shall be required to withhold sufficient of the purchase money to cover the amount of said taxes due and unpaid until such time as the former owner shall produce a receipt from the commission showing that the taxes have been paid, or a certificate that no taxes are due. If the purchaser of a business or stock of goods shall

fail to withhold purchase money as provided and the taxes shall be due and unpaid after the thirty day period allowed, he shall be personally liable for the payment of the taxes accrued and unpaid on account of the operation of the business by the former owner.

(b) In the event that any person is delinquent in the payment of the tax herein provided for, the commission may give notice of the amount of such delinquency by registered mail to all persons having in their possession, or under their control, any credits or other personal property belonging to such person, or owing any debts to such person at the time of receipt by them of such notice and thereafter any person so notified shall neither transfer or make any other disposition of such credits, other personal property, or debts until the commission shall have consented to a transfer or disposition, or until twenty days shall have elapsed from and after the receipt of such notice. All persons so notified must, within five days after receipt of such notice, advise the commission of any and all such credits, other personal property or debts, in their possession, under their control or owing by them, as the case may be.

(c) The commission, whenever it deems it necessary to insure compliance with the provisions of this act, may require any person subject to the tax imposed hereunder to deposit with it such security as the commission may determine. The same may be sold by the commission at public sale if it becomes necessary so to do in order to recover any tax, interest or penalty due. Notice of such sale may be served upon the person who deposited such securities personally or by mail; if by mail, service shall be made in the manner prescribed by law and addressed to the person at his address as the same appears in the records of the commission upon any such sale, the surplus, if any, above the amounts due under this act shall be returned to the person who deposited the security.

(d) In any case in which any tax, interest or penalty imposed under this act is not paid when due the commission may file in the office of the clerk of the superior court of any county, a certificate specifying the amount of the tax, interest and penalty due, the name and last known address of the person liable for the same, that the commission has complied with all the provisions of this act in relation to the computation and levy of the tax and a request that judgment be entered against the person in the amount of the tax, interest and penalty set forth in the certificate. The clerk, immediately upon the filing of such certificates, shall enter a judgment for the people of the state of Arizona against the person in the amount of the tax, interest and penalty set forth in the certificate. An abstract of such judgment or a copy thereof may be recorded with the county recorder and from the time of such recording the amount of the taxes,

interest and penalty therein set forth shall constitute a lien upon all the real property of the person in such county, owned by him or which he may afterwards and before the lien expires acquire, which lien shall have the force, effect and priority of a judgment lien. Execution shall issue upon such a judgment upon request of the commission in the same manner as execution may issue upon other judgments and sales shall be held under such execution as prescribed for sales under execution.

(e) At any time within five years after any person is delinquent in the payment of the tax herein provided for, the commission may proceed forthwith to collect the tax due from the person in the following manner: The commission shall seize any property of such person, real or personal, not exempt from execution, and thereafter sell the same, or a sufficient portion thereof, at public auction, to pay the tax due hereunder, together with any interest or penalties imposed hereby for such delinquency, and any and all costs that may have been incurred on account of such seizure and sale. Notice of such intended sale and the time and place thereof, shall be given to the delinquent person in writing at least ten days before the date set for such sale by enclosing such notice in an envelope addressed to the person at his last known residence or place of business in this state, and depositing the same in the United States mail, postage prepaid, and by publication for at least ten days before the date set for such sale in a newspaper of general circulation published in the county in which the property seized is to be sold, or, if there be no newspaper of general circulation in such county, then by posting such notice in three public places in the county ten days prior to the date set for the sale. The notice shall contain a description of the property to be sold, together with a statement of the amount of the taxes, interest, penalties and costs, the name of the person, and the further statement that unless the taxes, interest and penalties and costs are paid on or before the time fixed in said notice, the property, or so much thereof as may be necessary, will be sold in accordance with law and said notice. The commission shall deliver to the purchaser a bill of sale for the personal property, and a deed for any real property so sold, and such bill of sale or deed shall vest the interest or title of the person in the purchaser. The unsold portion of any property so seized may be left at the place of sale at the risk of the person from whom the property was seized. If upon any such sale, the moneys so received shall exceed the amount of all taxes, interest, penalties and costs due the state from such person, any such excess shall be returned to the owner, and his receipt therefor obtained. If any person having an interest or lien upon the property has filed notice thereof with the commission prior to any such sale, the commission shall withhold any excess receipts pending a determination of the rights of the re-

spective parties thereto by a court of competent jurisdiction. If, for any reason, the receipt of the owner shall not be available, the commission shall deposit any excess moneys with the state treasurer, as trustee for the owner, subject to the order of the owner, his heirs, successors or assigns.

(f) It is expressly provided that the foregoing remedies of the state shall be cumulative and that no action taken by the commission or attorney-general shall be construed to be an election on the part of the state or any of its officers to pursue any remedy hereunder to the exclusion of any other remedy for which provision is made in this article.

(g) Whenever any person liable for any tax levied hereunder is insolvent, or makes a voluntary assignment of his assets, or whenever the estate of a deceased person in the hands of executors, administrators, or heirs is insufficient to pay all the debts due from the deceased, or whenever the estate and effects of an absconding, concealed, or absent person are levied upon by process of law, the tax, together with interest and penalties, shall be first satisfied.

Sec. 11. Sec. 21, article 2, chapter 77, Session Laws of 1935, regular session, is amended to read:

21. REMITTANCE; DISTRIBUTION. (a) Remittances of taxes imposed by this article shall be made by bank draft, check, cashier's check, money order, or money, to the commission, which shall issue its receipt therefor to the taxpayer when requested and which shall deposit all moneys received, with the state treasurer, through the state auditor, who shall credit said payment to a fund known as the special privilege tax account, but not remittance other than cash shall constitute a final discharge of liability.

(b) Records and accounts shall be kept by the commission showing separately the taxes collected under each classification, and on or before the fifth day of each month the commission shall deliver a statement to the state treasurer, and a duplicate thereof to the state auditor, showing all collection made during the preceding month, under each of said classifications.

(c) After deducting the expenses of the commission in administering this act and any warrants drawn against the special privilege tax account as provided for in sections 17 and 26, the state treasurer shall place fifteen per cent of the tax moneys collected under this article for every calendar month to the credit of the governor's relief fund. Such fund shall in every case be expended by or through such public welfare organizations as may be designed by the governor, or directly by the governor for the purpose of furnishing employment in connection with any state, county or municipal work or improvement, or for relief. The moneys in such fund shall be expended by warrants

drawn upon the state treasury by the state auditor, in the amounts requested by the governor, and payable to such organizations or through such agencies provided for hereunder as shall be designated by the governor. In the event that any sum shall remain in such fund which the governor shall deem not necessary for the purpose specified hereunder, then such remainder shall be transferred to the general fund by warrants drawn in like maner upon the order of the governor. The state treasurer shall place the sum remaining after the deduction of said fifteen per cent to the credit of the general fund of the state.

(d) The state treasurer shall place fifty per cent of the sum received from the commission to the credit of the general fund, and fifty per cent thereof in a county privilege tax fund. The state auditor shall thereupon draw his warrants against the said county privilege tax fund, in favor of the several county treasurers, in the proportion that the collections from each county, as shown by the commission's statement, bear to the total collections, and said county treasurers shall place the same in the general funds of their respective counties.

(e) The tax commission shall keep full and accurate records of all moneys received by it, and how disbursed, and shall preserve all returns filed with it under the provisions of this article, for a period of three years.

Sec. 12. Sec. 1, article 3, chapter 77, Session Laws of 1935, regular session, is amended to read:

1. ADMINISTRATION; TOKENS. (e) The tax commission shall from time to time promulgate such rules and regulations not inconsistent with this act for making returns and for the ascertainment, assessment and collection of the tax imposed by the provisions of this act, as it may deem necessary to enforce the same, and upon request shall furnish any taxpayer with a copy of such rules and regulations. All forms necessary and proper for the enforcement of this act shall be prescribed, printed, and furnished by the commission.

(b) The commission shall have power and authority in the event that any ambiguity shall appear or arise in the application or construction of any of the provisions of this act, to interpret the same in accordance with the intent and purpose thereof as evidenced by its context, and any such interpretation, when reduced to writing and spread upon the records of the commission, shall obtain and remain in full force and effect until set aside by decision of the courts.

(c) The commission shall have authority to issue tickets, tokens or stamps of the nominal face value of one mill, and multiples thereof, for the use of pur-

chasers in reimbursing to persons engaged in business the amount of tax applicable to any sale or sales, and to expend from the appropriation made for the enforcement of this act, such amounts as may be necessary for such purpose.

(d) The commission is authorized to promulgate rules and regulations directing the manner and method of use, and governing distribution, sale and resale of such tickets, tokens or stamps, which shall provide convenient methods of sale thereof to prospective users, at face value, without the payment to any agency or person of any commission, fee, discount or emolument.

(e) Such tickets, tokens or stamps shall be accepted at their face value by all persons engaged in business within the meaning of this act, as payment to them of any and all amounts added to the gross receipts of any business taxable under this act. They shall not be accepted by the commission in payment of a tax, but shall be by the commission redeemed at their face value.

(f) Whoever, with the intent to defraud, shall: 1. falsely make, alter, forge or counterfeit, 2. knowingly aid in the false making, altering, forging or counterfeiting, or, 3. sell or have for sale or in any manner circulate any forged, counterfeited, spurious or altered ticket, token or stamps, or who shall steal or embezzle any genuine ticket, token or stamp issued pursuant to this act, shall be guilty of a misdemeanor and upon conviction fined for each offense not to exceed five hundred dollars, imprisoned not to exceed six months, or both.

Sec. 13. Sec. 2, article 3, chapter 77, Revised Code of 1923, is amended to read:

2. APPROPRIATION. For the purpose of carrying out the provisions of this act, five per cent of all collections made hereunder, after the deductions of refunds on account of errors or overpayments, is appropriated to the state tax commission, and shall be placed in the license fee and privilege tax administration fund.

Sec. 14. The effective date of the provisions of this act shall be July 1, 1937.

Sec. 15. SEVERABILITY. If any provision of this act be held invalid, such invalidity shall not affect other provisions which can be given effect without the invalid provision, and to this end the provisions of the act are declared to be severable.

and as so amended the Bill do pass.

Mr. Pomeroy, a Senator from Maricopa, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on

Finance and Revenue, was placed on the Calendar of the Committee of the Whole.

#### MOTOR VEHICLE REGULATIONS

Mr. Smith, for the Committee on Highways and Bridges, reported Senate Bill No. 16, by Mr. Smith and Mr. Dalton, relating to motor vehicle regulations, with the recommendation that the bill be amended as follows:

That all of the amendments heretofore offered and adopted by this body to said Senate Bill No. 16 be withdrawn and set aside and the following amendments be accepted and placed thereto, all amendments and references herein being to the printed copy of said Bill.

That the words "headquarters building of the Department" be stricken from line 6, page 2, and the following be inserted in lieu thereof: "capital of the State";

That the words "adopt and", line 23, page 2, be stricken therefrom;

That the word "law" be stricken from line 25, page 2, and insert in lieu thereof the words "this act";

That at the end of Section 1, page 2, add a paragraph to be numbered 1 (a) as follows: "Offices maintained by assessors are hereby constituted as county offices of the division, and the assessor of each county is hereby constituted as an agent of the division for the purpose of the performance of such acts and duties as are delegated to him. Fifty cents of each original registration fee shall be remitted to the county treasurer of the county in which such registration fee is collected, to be placed in a special fund by such treasurer, for use of the assessor in carrying out the provisions hereof. Claims against said fund shall be allowed and paid in the same manner as claims against the county are allowed and paid. The board of supervisors, may from time to time, order the payment of all or any part of said fund, received during a previous fiscal year or years and not used, into the fund for the maintenance and construction of county highways. The money received from the taxes herein provided shall be immediately transferred by the officer collecting same to the superintendent, and by him to the state treasurer, who shall immediately credit same to the state highway fund."

That at the end of Section 5, page 6, add the following: "It shall be a misdemeanor for anyone to issue a pair of number plates, or number plate, for which a fee is required to be paid, unless a certificate of title is presented to the officer or agent as required by law; or who shall issue a registration card unless such card carries all information required by law to be shown thereon, or who shall place any information on such

card which does not appear on the certificate of title of the vehicle. It shall be a felony for anyone to issue number plates, or plate, unless the full amount of the registration and unladen weight fee, applicable upon the date of issuance, has been paid.”;

That in Section 2, page 3, line 7, following the word “application” strike the balance of line 7, all of line 8, through the word “division”, strike the period and add a comma (,) and insert in lieu thereof the following: “which shall consist of two ‘drive-out’ number plates of a distinctive type to be supplied by the county assessor, which shall be attached to the front and rear of such vehicle, and at the expiration of fifteen days such plates shall be surrendered to the division and regular license plates affixed to the vehicle; and such assessor issuing such ‘drive-out’ plates shall on the day of the issuance thereof notify the local peace officers and the nearest highway patrolman, and shall be guilty of a misdemeanor if he fails to do so; any such officer or officers shall, on the sixteenth day after the issuance of such plates, if the same be not surrendered, seize and impound the said vehicle and hold it until such regular license plates are procured and placed thereon, and the owner of such vehicle shall be guilty of a misdemeanor, provided however, that in the case of a foreign registration or other emergency, the division shall have the right to extend said time so as to allow time for clearance of title and registration.”;

That the words “by the owner” be stricken from line 19, page 3, and insert in lieu thereof the words: “to the assessor of the county in which he resides”;

That there be added to line 14, page 6, following the word “furnish” the following words: “number-plates or pair of number-plates for which no fees are specified”;

That the words “vehicle division” in line 15, page 7, be stricken therefrom and insert in lieu thereof the words “county assessor”;

That there be added to the end of line 26, page 7, the following words: “for a period not to exceed thirty days”.

And as so amended said Bill do pass.

Mr. Rienhardt moved the adoption of the report. The motion was agreed to.

Mr. Dalton, a Senator from Pima, Mr. Rienhardt, a Senator from Gila, and Mr. Smith, the Senator from Mohave, were designated as managers of the Bill.

The Bill, accompanied by the report of the Committee on Highways and Bridges, was placed on the Calendar of the Committee of the Whole.

### PEDDLERS AND TRAVELING MERCHANTS

Mr. Moore, for the Committee on Finance and Revenue, reported Senate Bill No. 43, by Mr. Dalton, relating to peddlers and traveling merchants, with the recommendation that the Bill be amended as follows:

On page 1, line 12, of the printed copy, after the word "Sale" insert the words "at retail";

On page 2, line 18, of the printed copy, after the word "Selling" insert "only the";

On page 2, of the printed copy, strike Section 2; and as so amended the Bill do pass.

Mr. Dalton, a Senator from Pima, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Finance and Revenue, was placed on the Calendar of the Committee of the Whole.

### CONTROL OF HIGHWAY DEPARTMENT

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 48, by Mr. Smith, relating to control of the highway department, with the recommendation that the bill be revised, as follows:

Section 1, subsections (b) and (c), to read:

(b) The control of the highway department is vested in the Arizona state highway commission. The commission shall consist of five members, who shall be appointed by the governor, by and with the advice and consent of the Senate. Whenever there is a vacancy the governor shall submit not less than three nominations for each appointment to be made, and from said list the Senate shall consent to and confirm as many commissioners as there are places to be filled.

(c) The terms of the members shall be six years, of which two shall expire on January 31 of one, two of the next, and one of the third odd numbered year. No member shall be appointed for a second term from any county until each county shall have had an appointee for a full term.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to and the Bill was placed under the order of business second reading of bills.

### THE 1937 VALIDATING ACT

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 60, by Mr. Kelly, relating to validation of bonds, etc., for public works projects, with the recommendation that the bill be revised, as follows:

Section 2:

Page 1, line 3: Strike "The following terms, wherever".

Page 1, line 4: Strike "used or referred to"; strike "shall have the following", insert "unless the context otherwise requires:".

Page 1, line 5: Strike.

Page 1, line 7: Strike "of Arizona".

Section 3:

Page 1, line 20: Strike "any", insert "a".

Page 2, line 9: Preceding "commission" strike "or".

Page 2, line 14: Preceding "commission" strike "or".

The title, to read:

AN ACT

Validating obligations issued for public works projects.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to and the Bill was placed under the order of business second reading of bills.

DUTIES OF ATTORNEY GENERAL

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 87, by Mr. Patterson, relating to duties of attorney general, with the recommendation that the Bill be revised, as follows:

Section 1:

Line 5: Preceding "shall" strike "and".

Line 6: Strike "He", insert "and".

Lines 8 and 9: Strike "provided, however, that".

That section 2 be stricken from the bill.

Re-number section 3 to read section 2.

The title, to read:

AN ACT

Relating to the highway department and duties of the attorney general connected therewith.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to and the Bill was placed under the order of business second reading of bills.

## WELFARE AND EDUCATION OF INDIANS

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 45, by Mr. Moore, relating to welfare and education of Indians, with the recommendation that the Bill be revised as follows:

## Section 1:

Line 1: Preceding "The state board" insert "(a)";

Line 7: (committee of whole amendment) Following "thereunder." strike from the words "provided, however," down to and including the words "be bound thereby,"; insert a new subsection (b), to read:

(b) No such contract shall be binding upon the school district affected until approved by the board of trustees thereof.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to and the Bill was placed under the order of business second reading of bills.

## EXTENSION OF TIME FOR CITIES AND TOWNS TO BORROW MONEY OR ISSUE BONDS

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 59, by Mr. Kelly, relating to extension of time for cities and towns to borrow money or issue bonds, with the recommendation that the bill be revised as follows:

## Section 1:

Line 4: Preceding "contract" strike "any", insert "a".

## Section 2:

Line 9: Strike "DECLARATION OF"; strike "AND TIME OF TAK-".

Line 10: Strike "ING EFFECT.".

The title, to read:

## AN ACT

Relating to bonds of municipalities, and amending section 10, chapter 9, Session Laws of 1934, third special session.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to and the Bill was placed under the order of business second reading of bills.

## LIEUTENANT GOVERNOR

Mr. Pomeroy, for the Committee on Style, Revision and Com-

pilation, reported Senate Concurrent Resolution No. 3, by Mr. Jones, relating to lieutenant governor, with the recommendation that the Resolution is correct as to form.

The Resolution was placed under the order of business second reading of bills.

#### MEMBERSHIP OF LEGISLATURE.

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Concurrent Resolution No. 4, by Mr. Jones, relating to membership of legislature, with the recommendation that the Resolution is correct as to form.

The Resolution was placed under the order of business second reading of bills.

#### SALARIES OF JUDGES

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 102, by Mr. Rienhardt, relating to salaries of judges, with the recommendation that the Bill be revised as follows:

Section 1, to read:

Section 1. Sec. 2792, Revised Code of 1928, is amended to read:

2792. SALARY AND EXPENSES OF VISITING JUDGES. (a) Whenever a judge of a superior court is called into another county by the superior judge thereof, or by the governor, to hold court, or to preside over any proceedings, he shall be paid by the county to which he is called, his actual expenses incurred thereby. The expenses of superior court judges, called to sit within the supreme court in the hearing of causes shall be paid from the general fund of the state.

(b) Any superior court judge sitting in a higher class county or for a judge of the supreme court, shall be paid the difference between his usual salary and the salary paid in such higher class county or supreme court, from and including the day he leaves his own county until his return thereto.

Section 2, to read:

Sec. 2. 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 maner provided by law.

The title, to read:

#### AN ACT

Relating to salaries of judges, and amending section 2792, Revised Code of 1928.

Mr. Pomeroy moved the adoption of the report. The motion

was agreed to, and the Bill was placed under the order of business second reading of bills.

### COUNTY SCHOOL SUPERINTENDENTS

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 96, by Mr. Rienhardt, relating to county school superintendents, with the recommendation that the Bill be revised as follows:

#### Section 1:

Line 3: Strike "Any", insert "(a) No".

Line 4: Following "person" strike "to", insert "shall".

Line 5: Strike "shall be", insert "unless he is".

Line 7: Following "Arizona," insert "has been".

Line 9: Strike "in addition thereto, he".

Line 10: Following "experience." begin a new paragraph, subsection (b), to read:

(b) The superintendent shall apportion the school money to the several districts, notify, in writing, the county treasurer of the amount apportioned to each district, and the trustees of the districts of the amount apportioned to each thereof.

Line 15: Preceding "On" begin a new paragraph, subsection (c), to read:

(c) On the order of the board of trustees of any district, he shall draw his warrants on the county treasurer, in the order in which the vouchers therefor are filed in his office, for all necessary and legal expenses against the school fund of such district.

Line 20: Preceding "No" begin a new paragraph and insert "(d)".

Line 21: Strike "any", insert "a".

Line 24: Following "receipt of" insert "any".

Line 25: Strike "upon the county treasurer".

Line 26: Strike "parties," insert "party,"; strike "such", insert "the"; following "voucher." insert a new paragraph, subsection (e), to read:

(e) He shall keep a register of warrants, showing the number of each, in whose favor, for what purpose, and the fund upon which drawn.

Page 2, line 1: Preceding "In districts" insert "(f)".

Page 2, line 4 (committee of whole amendment): Preceding "form" strike "the"; following "form" strike

"of the contract"; preceding "qualifications" insert "the"; preceding "required" insert "as".

Page 2, line 5: Strike "He shall keep a register of warrants showing".

Page 2, lines 6 to 8 inclusive: Strike.

Page 2, line 9: Strike "He shall" insert "(g) The county school superintendent shall: 1. keep his office at the county seat; 2."

Page 2, line 17: Strike "He shall".

Page 2, line 22: Strike "and keep his office at the county seat."

Page 2, line 37: Preceding "he may" insert "or".

Page 2, line 39: Following "such school" insert "and,"; strike "He shall".

Page 2, line 42: Preceding "In addition" begin a new paragraph and insert "(h)"; strike "already".  
Section 2:

That section 2 be stricken from the bill.

The title, to read:

AN ACT

Relating to county school superintendents, and amending section 992, Revised Code of 1928.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

BONDS NOT TO BE DEBTS OF MUNICIPALITY;  
TIME OF TERMINATION

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 53, by Mr. Kelly, providing that bonds issued by any municipality under this act shall not be a debt of the municipality, with the recommendation that the Bill be revised as follows:

Section 1:

Line 3: Strike "TO BE"; strike "TIME OF";

Line 4: Preceding "Bonds" insert "(a)"; strike "any", insert "a";

Line 7: Following "thereof." begin a new paragraph and insert "(b)";

Line 8: Strike "any", insert "a".

Section 2:

Lines 13 and 14: Strike "DECLARATION OF"; strike "AND TIME OF TAKING EFFECT."

The title, to read:

AN ACT

Relating to bonds of municipalities, and amending section 16, chapter 11, Session Laws of 1934, third special session.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

INSPECTION OF MOTOR VEHICLES

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 95, by Mr. Smith, relating to inspection of motor vehicles, with the recommendation that the Bill be revised as follows:

Section 1, to read:

Section 1. Chapter 31, Revised Code of 1928, is amended by adding article 7a:

ARTICLE 7A. INSPECTION OF MOTOR VEHICLES

1. INSPECTION REQUIRED. (a) No person shall operate a motor vehicle, trailer or semi-trailer, other than a foreign vehicle, over the highways unless it has been inspected with respect to mechanism, brakes and equipment by a designated inspector or at an inspection station designated by the vehicle superintendent, nor any foreign vehicle for more than ten days from the date of the entry of said vehicle into the state, unless such vehicle shall have been so inspected, and the vehicle superintendent may require any such vehicle to be inspected during said ten days if he has any reason to believe that the same is unfit to be operated, or is not equipped as required by law.

(b) If inspection discloses the necessity of adjustment, corrections or repairs, it shall be the duty of the owner to have such adjustments, corrections or repairs made forthwith.

Page 2, line 18: Preceding "INSPECTORS" insert "2."; strike "OFFICIAL INSPECTION".

Page 2, line 19: Strike "OF INSPECTION; LEASING OR PURCHASE OF PROPERTY.", insert "(a)".

Page 2, line 21: Strike "competent"; strike "of motor vehicles, trailers or semi-".

Page 2, line 22: Strike entire line, insert "to make the inspections".

Page 3, line 1: Strike "to be inspected in accordance with this section.", insert "by this article,".

Page 3, line 2: Strike "delegated", insert "empowered".

Page 3, line 3: Following "traffic law." begin a new paragraph, subsection (b), to read:

(b) Official inspection stations, other than those operated by the division of motor vehicles may be licensed by the division, upon application in such form as the vehicle superintendent shall prescribe, after determination by the superintendent that such stations are properly equipped and have employees who can qualify as inspectors. A certificate shall be issued to each licensed inspection station and shall be posted in a conspicuous place in such station.

Page 3, line 13: Following "station." begin a new paragraph, and insert "(c)".

Page 3, line 14: Preceding "power" strike "the".

Page 3, line 18: Strike "which shall".

Page 3, line 19: Following "issued" insert "shall".

Page 3, line 20: Preceding "shall be" strike "and", insert "It".

Page 3, line 21: Strike "shall".

Page 4, line 2: Strike "Certificates", insert "certificate".

Page 4, line 4: Strike "of the motor vehicle", insert "shall be round, not to exceed one and one-half inches in diameter,".

Page 4, line 5: (committee of whole amendment) Strike "provided said Certificates of Inspection shall not exceed one and one-half inches in diameter and shall be of a round type."; strike "Certificates", insert "A certificate".

Page 4, line 6: Following "issued" strike "to", insert "for".

Page 4, line 7: Following "compartment of the" insert "towing"; strike "towing such vehicle."; preceding "The superin-" begin a new paragraph, and insert "(d)".

Page 4, line 9: Strike "for the purpose of assisting", insert "needed".

Page 4, line 10: Strike "him"; strike "section.", insert "article."

Page 4, line 11: Preceding "REPORTS" insert "3."; strike "OF INSPECTORS AND INSPECTION STATIONS. Every", insert "Each".

Page 4, line 12: Strike "designated"; strike "licensed", insert "each official"; following "station" insert "on forms furnished by the vehicle superintendent,".

Page 4, line 13: Strike "a period of".

Page 4, line 14: Following "made" strike "and".

Page 4, line 15: Preceding "vehicle" strike "the", insert "any".

Page 4, line 16: Preceding "number" strike "the", insert "its"; strike "of same"; following "and", insert "the".

Page 4, line 17: Strike "The vehicle superintendent shall furnish to".

Page 4, lines 18 to 20 inclusive: Strike.

Page 4, line 21: Preceding "FEES." insert "4.", to read:

4. FEES. (a) Any inspector or official inspection station may make a charge of fifty cents for each certificate of inspection issued. All money paid to inspectors, and twenty-five per cent of any money paid to an official inspection station for certificates of inspection shall be forwarded forthwith to the vehicle superintendent.

(b) A filing fee of five dollars shall accompany each application for appointment as official inspection station.

Page 5, line 8: Strike "REQUIRING", insert "5."; following "OPERATOR" insert "REQUIRED"; strike "OF INSPEC-".

Page 5, line 9: Strike "TION."

Page 5, line 12: Strike "an official", insert "a".

Page 5, line 13: Strike "motor"; strike "trailer or semi-trailer".

Page 5, line 15: Preceding "PERIOD" insert "6."; strike "Certificates", insert "A certificate".

Page 5, line 16: Preceding "date" insert "the"; following "issuance" strike "except", insert "but".

Page 5, line 19: Strike "over the highways and under such be-".

Page 5, line 20: Strike "lief".

Page 5, line 21: Preceding "REVOCATION" insert "7".

Page 5, line 22: Following "shall have" strike "the".

Page 6, line 1: Strike "in this".

Page 6, line 2: Strike "state"; strike "on the highways of", insert "in".

Page 6, line 4: Strike "section.", insert "article."

Page 6, line 5: Preceding "REVOCATION" insert "8".

Page 6, line 8: Preceding "proper" strike "a".

Page 6, line 21: Preceding "CERTIFICATE" insert "9."

Page 6, line 21: Preceding "CONDITION" insert "10."

Page 7, line 2: Preceding "have been" strike "shall".

Page 7, line 3: Strike "shall", insert "to"; strike "laws of this state.", insert "requirement of the law."

Page 7, line 4. Preceding "PENALTY." insert "11"; strike "violating the provisions of this sec-", insert "who violates any provision of this article."

Page 7, line 5: Strike "tion"; strike "any person"; following "obtains" strike "any", insert "a".

Page 7, line 7: Strike "shall be", insert "upon conviction"; strike "dollars".

Page 7, line 9: Strike "dollars".

Page 7, line 10: Following "for each" insert "subsequent"; strike "after the first offense."

Page 7, line 11: Following "upon the" insert "offender's"; strike "of the".

Page 7, line 12: Strike.

Page 7, line 13: Strike "APPOINTMENTS; ENFORCEMENTS; USE OF FUNDS.", insert "12." to read:

12. ADMINISTRATION. (a) The enforcement of this section shall be entrusted to the vehicle superintendent. He is authorized and empowered to make rules and regulations in conformity with the provisions of this act for such purpose, and within the limitations imposed by law may appoint such persons as may be required therefor and fix their compensation.

(b) The vehicle superintendent is authorized to use any funds obtained as fees from examinations for the establishment of stations and equipment necessary in carrying out the purposes of this article. Any moneys remaining after all expenses are paid shall be placed to the credit of the state highway fund.

The title to read:

AN ACT

Relating to the inspection of motor vehicles, and amending chapter 31, Revised Code of 1928, by adding article 7a.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

#### SAFETY ON HIGHWAYS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 17, by Mr. Smith and Mr. Dalton, relating to safety on highways.

The Bill was placed under the order of business third reading of bills.

#### EXTENSION OF TIME FOR COUNTIES, CITIES, TOWNS AND SCHOOL DISTRICTS TO BORROW MONEY OR ISSUE BONDS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 55, by Mr. Kelly, relating to extension of time for counties, cities, towns, and school districts to borrow money or issue bonds.

The Bill was placed under the order of business third reading of bills.

#### PUBLICATION OF DELINQUENT TAX SALES

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 40, by Mr. Patterson, relating to publication of delinquent tax sales.

The Bill was placed under the order of business third reading of bills.

#### BONDS NOT TO BE DEBTS OF MUNICIPALITY; TIME OF TERMINATION

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 53, by Mr. Kelly, relating to bonds of municipalities.

The Bill was placed under the order of business third reading of bills.

#### EXTENSION OF TIME FOR CITIES AND TOWNS TO BORROW MONEY OR ISSUE BONDS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 59, by Mr. Kelly, relating to extension of time for cities and towns to borrow money or issue bonds.

The Bill was placed under the order of business third reading of bills.

#### CONTROL OF HIGHWAY DEPARTMENT

By unanimous consent Senate Bill No. 48, by Mr. Smith, relating to control of highway department, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?" which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

THE 1937 VALIDATING ACT

By unanimous consent Senate Bill No. 60, by Mr. Kelly, relating to validation of bonds, etc., for public works projects, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?" which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

DUTIES OF ATTORNEY GENERAL

By unanimous consent Senate Bill No. 87, by Mr. Patterson, relating to duties of attorney general, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?" which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

WELFARE AND EDUCATION OF INDIANS

By unanimous consent Senate Bill No. 45, by Mr. Moore, relating to welfare and education of Indians, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?" which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

EXTENSION OF TIME FOR CITIES AND TOWNS TO BORROW MONEY OR ISSUE BONDS

By unanimous consent Senate Bill No. 59, by Mr. Kelly, relating to extension of time for cities and towns to borrow money or issue bonds, was read the second time by number and title.

Mr. Kelly moved that the rules be suspended and Senate Bill No. 59 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 17, not voting 2, as follows:

AYES

Angius	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomerooy	Wiltbank
Jones	Rienhardt	The President
Kelly	Smith	

NOT VOTING

Hunt	Babbitt
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The Bill was referred to the Committee on Enrolling and Engrossing.

#### LIEUTENANT GOVERNOR

By unanimous consent Senate Concurrent Resolution No. 3, by Mr. Jones, relating to lieutenant governor, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?" which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### MEMBERSHIP OF LEGISLATURE

By unanimous consent Senate Concurrent Resolution No. 4, by Mr. Jones, relating to membership of legislature, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?" which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### SALARIES OF JUDGES

By unanimous consent Senate Bill No. 102, by Mr. Rienhardt, relating to salaries of judges, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?" which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### COUNTY SCHOOL SUPERINTENDENTS

By unanimous consent Senate Bill No. 96, by Mr. Rienhardt, relating to county school superintendents, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?" which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### BONDS NOT TO BE DEBTS OF MUNICIPALITY; TIME OF TERMINATION

By unanimous consent Senate Bill No. 53, by Mr. Kelly, providing that bonds issued by any municipality under this act shall not be a debt of the municipality, was read the second time by number and title.

Mr. Kelly moved that the rules be suspended and Senate Bill No. 53 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 17, not voting 2, as follows:

AYES

Angius	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Jones	Rienhardt	The President
Kelly	Smith	

NOT VOTING

Babbitt                      Hunt

The Bill was referred to the Committee on Enrolling and Engrossing.

INSPECTION OF MOTOR VEHICLES

By unanimous consent, Senate Bill No. 95, by Mr. Smith, relating to inspection of motor vehicles, was read the second time by number and title.

Mr. Smith moved that the Bill be amended as follows:

On page 4, line 9, of the printed bill, insert a new paragraph to read:

“Sales of cars, dealers prohibited from. It shall be unlawful for any dealer to sell, barter, or trade any motor vehicle unless such motor vehicle shall comply with the provisions hereof. Any dealer who does not comply with the provisions hereof shall be guilty of a misdemeanor and fined according to the provisions of this act.”

The motion was agreed to.

Mr. Dalton moved that the Bill be amended as follows:

On page 1, line 17, of the printed bill, strike the words “mechanism, brakes and equipment” and insert the words “steering gear, brakes and lights”.

On page 4, line 18, of the printed bill, strike the words “mechanism, brakes and equipment” and insert the words “steering gear, brakes and lights”.

The motion was agreed to.

The President put the question, “Shall the Bill be engrossed and have a third reading?” which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

SAFETY ON HIGHWAYS

Senate Bill No. 17, by Mr. Smith and Mr. Dalton, relating to safety on highways, was read the third and final time, and passed on roll call, which resulted: Ayes 17, not voting 2, as follows:

AYES

Angius	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden

Harrison	Pomeroy	Wiltbank
Jones	Rienhardt	The President
Kelly	Smith	

## NOT VOTING

Babbitt	Hunt
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The President announced the signing in open session of Senate Bill No. 17, by Mr. Smith and Mr. Dalton, relating to safety on highways.

## PUBLICATION OF DELINQUENT TAX SALES

Senate Bill No. 40, by Mr. Patterson, relating to publication of delinquent tax sales, was read the third and final time, and passed on roll call, which resulted: Ayes 17, not voting 2, as follows:

## AYES

Angius	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Jones	Rienhardt	The President
Kelly	Smith	

## NOT VOTING

Babbitt	Hunt
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The President announced the signing in open session of Senate Bill No. 40, by Mr. Patterson, relating to publication of delinquent tax sales.

EXTENSION OF TIME FOR COUNTIES, CITIES, TOWNS,  
AND SCHOOL DISTRICTS TO BORROW MONEY OR  
ISSUE BONDS

Senate Bill No. 55, by Mr. Kelly, relating to extension of time for counties, cities, towns, and school districts to borrow money or issue bonds, was read the third and final time, and passed on roll call, which resulted: Ayes 17, not voting 2, as follows:

## AYES

Angius	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Jones	Rienhardt	The President
Kelly	Smith	

## NOT VOTING

Babbitt	Hunt
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The President announced the signing in open session of Senate Bill No. 55, by Mr. Kelly, relating to extension of time for counties, cities, towns, and school districts to borrow money or issue bonds.

EXTENSION OF TIME FOR CITIES AND TOWNS TO  
BORROW MONEY OR ISSUE BONDS

Senate Bill No. 59, by Mr. Kelly, relating to extension of time for cities and towns to borrow money or issue bonds, was read the third and final time, and passed on roll call, which resulted: Ayes 17, not voting 2, as follows:

AYES

Angius	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Jones	Rienhardt	The President
Kelly	Smith	

NOT VOTING

Babbitt	Hunt
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The President announced the signing in open session of Senate Bill No. 59, by Mr. Kelly, relating to extension of time for cities and towns to borrow money or issue bonds.

BONDS NOT TO BE DEBTS OF MUNICIPALITY;  
TIME OF TERMINATION

Senate Bill No. 53, by Mr. Kelly, providing that bonds issued by any municipality under this act shall not be a debt of the municipality, was read the third and final time, and passed on roll call, which resulted: Ayes 17, not voting 2, as follows:

AYES

Angius	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Jones	Rienhardt	The President
Kelly	Smith	

NOT VOTING

Babbitt	Hunt
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The President announced the signing in open session of Senate Bill No. 53, by Mr. Kelly, providing that bonds issued by any municipality under this act shall not be a debt of the municipality.

IMPROVEMENT OF STATE FAIR GROUNDS

House Bill No. 40, relating to improvement of state fair grounds, was read the third and final time, and passed on roll call, which resulted: Ayes 14, Noss 3, not voting 2, as follows:

AYES

Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Pomeroy	Wieden
Jones	Rienhardt	The President
Kelly	Smith	

## NOES

Angius	Patterson	Wiltbank
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## NOT VOTING

Babbitt	Hunt
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The President announced the signing in open session of House Bill No. 40, relating to improvement of state fair grounds.

## VISITING SHRINERS

House Concurrent Resolution No. 5, relating to visiting Shriners, was read the third and final time, and passed on roll call, which resulted: Ayes 17, not voting 2, as follows:

## AYES

Angius	McEachren	Stanton
Baker	Moore	Truman
Dalfon	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Jones	Rienhardt	The President
Kelly	Smith	

## NOT VOTING

Babbitt	Hunt
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The President announced the signing in open session of House Concurrent Resolution No. 5, relating to visiting Shriners.

## RULES

The Committee on Rules submitted the following amendment to Article 10 of Rule X:

In line 1, Article 10 of Rule X, strike the words "tenth legislative day" and insert in lieu thereof "twentieth legislative day".

Mr. Kelly moved the adoption of the amendment. The motion was agreed to.

## ADJOURNMENT

Mr. Angius moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 4 o'clock and ten minutes, p. m.) the Senate adjourned until tomorrow, Wednesday, February 17, 1937, at 10 o'clock, a. m.

W. J. GRAHAM,  
Secretary.

PAUL C. KEEFE,  
President.

**WEDNESDAY, FEBRUARY 17**

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Wieden
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President
Jones	Rienhardt	

The President announced that Mr. Babbitt and Mr. Truman had been excused.

**THE JOURNAL**

By unanimous consent the reading of the Journal of Tuesday, February 16, 1937, was dispensed with, and the Journal was approved.

**REVEREND AND MRS. T. F. HUGHES**

Reverend and Mrs. T. F. Hughes extended an invitation to the members of the Senate to attend a chicken dinner to be given at their home this evening.

**COUNCIL OF DEMOCRATIC WOMEN**

The President laid before the Senate an invitation from The Council of Democratic Women to the wives of the members of the Senate to attend a luncheon given by them Wednesday, February 17, at the First Ward Building, Mesa, Arizona.

**INTRODUCTION AND FIRST READING OF BILLS**

Mr. Wiltbank introduced Senate Bill No. 150, entitled: "An act relating to taxation, and exempting sales of water for domestic purposes from payment of the privilege sales tax".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Wiltbank introduced Senate Bill No. 151, entitled: "An act relating to motor vehicle fuel, and amending section 1677b, Revised Code of 1928 (section 1, chapter 16, Session Laws of 1931-32, first special session)".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Baker introduced Senate Bill No. 152, entitled: "An act relating to motor vehicles, and providing for compulsory motor vehicle liability insurance".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Angius introduced Senate Bill No. 153, entitled: "An act relating to limitations of actions, and amending section 2060, Revised Code of 1928".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Pomeroy introduced Senate Bill No. 154, entitled: "An act relating to the superior court, and providing for the appointment of court bailiffs".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Pomeroy introduced Senate Bill No. 155, entitled: "An act for the relief of Nellie S. Trott, as administratrix of the estate of Frank P. Trott, deceased".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

The Committee on Highways and Bridges introduced Senate Bill No. 156, entitled: "An act to enable counties to share in certain appropriations of the United States Government for the construction, repair and maintenance of secondary roads, and declaring an emergency."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Baker introduced Senate Bill No. 157, entitled: "An act requiring licenses for the operation, maintenance or establishment of stores in this State, prescribing the license and filing fees to be paid therefor; providing for penalties for the violation of this act, providing for the enforcement of this act."

By unanimous consent the Bill was read the first time by number and title. Mr. Baker moved that the rules be suspended, and Senate Bill No. 157 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Judiciary.

Mr. Angius introduced Senate Bill No. 158, entitled: "An act relating to the privilege sales tax, and repealing chapter 77, Session Laws of 1935, regular session."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Smith introduced Senate Concurrent Resolution No. 7, relating to Colorado river question.

The Resolution was read the first time in full.

Mr. Smith moved that the rules be suspended and Senate Concurrent Resolution No. 7 be placed under the order of business second reading of bills for today. The motion was lost.

Mr. Patterson offered a substitute motion, that the Resolution be placed on the Calendar of the Committee of the Whole.

The motion was agreed to.

#### REFERENCE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 139, by Mr. Baker, relating to Arizona pecan industry, to the Committee on Agriculture and Irrigation.

Senate Bill No. 140, by Mr. Pomeroy, relating to identification of state and county property, to the Committee on Judiciary.

Senate Bill No. 141, by Mr. Baker, relating to insurance companies policies, to the Committee on Banking and Insurance.

Senate Bill No. 142, by Mr. Pomeroy, relating to powers and duties of school trustees, to the Committee on Education.

Senate Bill No. 143, by Mr. Pomeroy, relating to school fund payment to counties, to the Committee on Education.

Senate Bill No. 144, by Mr. Pomeroy, relating to county school reserve fund, to the Committee on Education.

Senate Bill No. 145, by the Committee on Education, relating to schools in organized districts, to the Committee on Education.

Senate Bill No. 146, by Mr. Pomeroy, relating to night school for adults, to the Committee on Education.

Senate Bill No. 147, by Mr. Pomeroy, relating to apportionment of school funds, to the Committee on Education.

Senate Bill No. 148, by Mr. Pomeroy, relating to district vocational schools, to the Committee on Education.

Senate Bill No. 149, by the Committee on Judiciary, relating to inheritance and estate taxes, to the Committee on Finance and Revenue.

House Bill No. 92, relating to addition to state capitol, to the Committee on Appropriations.

House Bill No. 26, relating to aeroplane spraying, to the Committee on Judiciary.

House Bill No. 90, relating to department of library and archives, to the Committee on Appropriations.

House Bill No. 56, relating to fruit and vegetable standardization, to the Committee on Agriculture and Irrigation.

House Concurrent Resolution No. 2, relating to gaming to the Committee on Judiciary.

#### SEATING OF MR. TRUMAN

The Sergeant-at-Arms (at 10:30 o'clock, a. m.) announced that Mr. Truman, the Senator from Pinal, had entered the Senate chamber and taken his seat.

#### CONSTRUCTION OF BUILDINGS AT STATE PRISON

Mr. Smith, for the Committee on Highways and Bridges, reported Senate Bill No. 51, by Mr. Patterson, relating to construction of buildings at state prison, with the recommendation that the Bill do pass.

Mr. Smith, the Senator from Mohave, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Highways and Bridges, was placed on the Calendar of the Committee of the Whole.

#### INDIAN CATTLEMEN

Mr. Hunt, for the Committee on Livestock, reported House Concurrent Memorial No. 1, relating to Indian cattlemen, with the recommendation that the Memorial do pass.

Mr. Babbitt, the Senator from Coconino, was designated as manager of the Memorial.

The Memorial, accompanied by the report of the Committee on Livestock, was placed on the Calendar of the Committee of the Whole.

#### ARIZONA POWER AUTHORITY

Mr. McEachren, for the Committee on Appropriations, reported Senate Bill No. 26, by Mr. Rienhardt, relating to the creation of the Arizona power authority, with the recommendation that the bill be amended as follows:

Strike the act in its entirety and in lieu thereof insert the following:

##### "AN ACT

Relating to hydro-electric power transmission from the Colorado river, and providing for state participation in the cost of a Federal survey.

Be it enacted by the Legislature of the State of Arizona:

Section 1. AUTHORIZATION FOR COOPERATIVE AGREEMENT. (a) For the purpose of procuring impartial and dependable information and data with respect to the feasibility and practicability of utilizing the hydro-electric energy available to this state from the Boulder canyon dam and other projects or dams constructed or being constructed on the Colorado river, and of determining, in the event that such use be found to be feasible and practicable, the best means of utilizing such hydro-electric energy, the governor is authorized and directed to effect an arrangement or agreement with an appropriate agency of the United States government for an engineering and economic survey, investigation and study of such subject.

(b) It shall be the duty of the governor to request the secretary of the interior to select and designate the commission, board, or other agency of the United States government best adapted for the making of such survey, investigation, and study, and to assist in procuring an agreement whereby the agency

so designated will undertake and prosecute the same.

(c) Such agreement shall provide that upon the completion of said survey the designated agency shall furnish the governor with a report of its findings from the standpoint both of engineering and economic facts, together with recommendations based thereon, regarding the utilization of said hydro-electric energy in this state, and the governor shall transmit the report and recommendations to the Colorado river commission and lay the same before the legislature at the next regular or special session thereof.

(d) The governor is authorized to obligate the state to the payment of not to exceed twenty thousand dollars to reimburse the United States government, or the agency thereof making the said survey, for the expense attendant upon the same.

Sec. 2. COLORADO RIVER COMPACT NOT RATIFIED. Nothing in this act shall be construed as confirming or ratifying the Colorado river compact or as waiving any of the rights or claims of the state of Arizona or of the inhabitants thereof to the waters of the Colorado river or its tributaries.

Sec. 3. APPROPRIATION. The sum of twenty thousand dollars is appropriated, to be paid as and at the time said agreement may prescribe, upon claims approved by the governor.

Sec. 4. 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 law."

And, as so amended, the Bill do pass.

Mr. Rienhardt, a Senator from Gila, and Mr. Smith, the Senator from Mohave, were designated as managers of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

#### RESIDENCE QUALIFICATION FOR RELIEF

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported House Bill No. 75, relating to residence qualification for relief, as properly engrossed with the following corrections:

Line 12, page 1, strike "effect" after "shall not" and insert "affect";

Line 21, page 1, strike "priveleges" and insert "privileges".

Mr. Pomeroy moved the adoption of the report. The mo-

tion was agreed to, and the Bill was placed under the order of business third reading of bills.

#### COUNTY SCHOOL SUPERINTENDENTS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 96, by Mr. Rienhardt, relating to county school superintendents.

The Bill was placed under the order of business third reading of bills.

#### SALARIES OF JUDGES

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 102, by Mr. Rienhardt, relating to salaries of judges.

The Bill was placed under the order of business third reading of bills.

#### LIEUTENANT GOVERNOR

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Concurrent Resolution No. 3, by Mr. Jones, relating to lieutenant governor.

The Resolution was placed under the order of business third reading of bills.

#### MEMBERSHIP OF LEGISLATURE

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Concurrent Resolution No. 4, by Mr. Jones, relating to membership of legislature.

The Resolution was placed under the order of business third reading of bills.

#### WELFARE AND EDUCATION OF INDIANS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 45, by Mr. Moore, relating to welfare and education of Indians.

The Bill was placed under the order of business third reading of bills.

#### DUTIES OF ATTORNEY GENERAL

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 87, by Mr. Patterson, relating to duties of attorney general.

The Bill was placed under the order of business third reading of bills.

#### THE 1937 VALIDATING ACT

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 60, by Mr.

Kelly, relating to validation of bonds, etc., for public works projects.

The Bill was placed under the order of business third reading of bills.

CONTROL OF HIGHWAY DEPARTMENT

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 48, by Mr. Smith, relating to control of highway department.

The Bill was placed under the order of business third reading of bills.

INSPECTION OF MOTOR VEHICLES

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 95, by Mr. Smith, relating to inspection of motor vehicles, as properly engrossed with the following corrections:

Insert the figure "10." before the amendment of February 16, 1937, submitted by Mr. Smith, and re-number subsequent paragraphs to conform.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

RESIDENCE QUALIFICATION FOR RELIEF

House Bill No. 75, relating to residence qualification for relief, was read the third and final time, and failed to pass on roll call, which resulted: Ayes 8, Noes 9, not voting 2, as follows:

AYES

Angius	McEachren	Smith
Dalton	Patterson	The President
Hunt	Rienhardt	

NOES

Baker	Moore	Truman
Harrison	Pomeroy	Wieden
Kelly	Stanton	Wiltbank

NOT VOTING

Babbitt	Jones
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CONTROL OF HIGHWAY DEPARTMENT

Senate Bill No. 48, by Mr. Smith, relating to control of highway department, was read the third and final time, and passed on roll call, which resulted: Ayes 14, Noes 3, not voting 2, as follows:

## AYES

Angius	McEachren	Smith
Baker	Moore	Stanton
Harrison	Patterson	Truman
Hunt	Pomeroy	The President
Kelly	Rienhardt	

## NOES

Dalton	Wieden	Wiltbank
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## NOT VOTING

Babbitt	Jones
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The President announced the signing in open session of Senate Bill No. 48, by Mr. Smith, relating to control of highway department.

## THE 1937 VALIDATING ACT

Senate Bill No. 60, by Mr. Kelly, relating to validation of bonds, etc., for public works projects, was read the third and final time, and passed on roll call, which resulted: Ayes 14, Noes 3, not voting 2, as follows:

## AYES

Angius	Moore	Stanton
Baker	Patterson	Wieden
Dalton	Pomeroy	Wiltbank
Hunt	Rienhardt	The President
Kelly	Smith	

## NOES

Harrison	McEachren	Truman
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## NOT VOTING

Babbitt	Jones
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The President announced the signing in open session of Senate Bill No. 60, by Mr. Kelly, relating to validation of bonds, etc., for public works projects.

## WELFARE AND EDUCATION OF INDIANS

Senate Bill No. 45, by Mr. Moore, relating to welfare and education of Indians, was read the third and final time and passed on roll call, which resulted: Ayes 17, not voting 2, as follows:

## AYES

Angius	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President
Kelly	Smith	

NOT VOTING

Babbitt Jones

The President announced the signing in open session of Senate Bill No. 45, by Mr. Moore, relating to welfare and education of Indians.

DUTIES OF ATTORNEY GENERAL

Senate Bill No. 87, by Mr. Patterson, relating to duties of attorney general, was read the third and final time, and passed on roll call, which resulted: Ayes 13, Noes 4, not voting 2, as follows:

AYES

Baker	Patterson	Truman
Dalton	Pomeroy	Wieden
Harrison	Rienhardt	The President
Hunt	Smith	
Moore	Stanton	

NOES

Angius	McEachren
Kelly	Wiltbank

NOT VOTING

Babbitt Jones

The President announced the signing in open session of Senate Bill No. 87, by Mr. Patterson, relating to duties of attorney general.

SALARIES OF JUDGES

Senate Bill No. 102, by Mr. Rienhardt, relating to salaries of judges, was read the third and final time and passed without the emergency clause on roll call, which resulted: Ayes 10, Noes 7, not voting 2, as follows:

AYES

Baker	Rienhardt	Wieden
McEachren	Smith	The President
Patterson	Stanton	
Pomeroy	Truman	

NOES

Angius	Hunt	Wiltbank
Dalton	Kelly	
Harrison	Moore	

NOT VOTING

Babbitt Jones

Senate Bill No. 102, having failed to receive the required number of votes to adopt the emergency, was re-referred to the Committee on Enrolling and Engrossing to be re-engrossed without the emergency clause.

## COUNTY SCHOOL SUPERINTENDENTS

Senate Bill No. 96, by Mr. Rienhardt, relating to county school superintendents, was read the third and final time, and passed on roll call, which resulted: Ayes 16, Noes 1, not voting 2, as follows:

## AYES

Angius	Moore	Truman
Baker	Patterson	Wieden
Dalton	Pomeroy	Wiltbank
Hunt	Rienhardt	The President
Kelly	Smith	
McEachren	Stanton	

## NOES

Harrison

## NOT VOTING

Babbitt Jones

The President announced the signing in open session of Senate Bill No. 96, by Mr. Rienhardt, relating to county school superintendents.

## INSPECTION OF MOTOR VEHICLES

Senate Bill No. 95, by Mr. Smith, relating to inspection of motor vehicles, was read the third and final time, and passed on roll call, which resulted: Ayes 10, Noes 7, not voting 2, as follows:

## AYES

Angius	Rienhardt	Wieden
Baker	Smith	The President
Kelly	Stanton	
McEachren	Truman	

## NOES

Dalton	Moore	Wiltbank
Harrison	Patterson	
Hunt	Pomeroy	

## NOT VOTING

Babbitt Jones

The President announced the signing in open session of Senate Bill No. 95, by Mr. Smith, relating to inspection of motor vehicles.

Mr. Hunt offered the following explanation of his vote:

I should be most happy to vote for any measure providing for greater safety on the highways, but this bill's main purpose is to provide approximately \$118,000.00 a year revenue for the highway department. It places an additional tax burden upon an over-taxed industry. Therefore, I vote No.

## LIEUTENANT GOVERNOR

Senate Concurrent Resolution No. 3, by Mr. Jones, relating to Lieutenant Governor, was read the third and final time, as follows:

## A CONCURRENT RESOLUTION

(Proposing an amendment to the Constitution providing for the election of a Lieutenant-Governor.)

Be it resolved by the Senate of the State of Arizona, the House of Representatives concurring:

1. That the following amendment to the Constitution of Arizona is proposed, to become valid as a part of said constitution when approved by a majority of the qualified electors voting thereon and upon proclamation of the governor:

There shall be a Lieutenant-Governor, who shall have the same qualifications as are prescribed for the Governor. He shall be elected for a term of four years. He shall be President of the Senate, but shall have only a casting vote therein, and his vote shall not be counted in the determination of whether a measure has received the minimum number of votes of members of the Senate required to pass a measure.

In case of the impeachment of the Governor, his absence from the state, or his temporary inability to discharge the duties of his office, such powers and duties shall devolve upon the Lieutenant-Governor until the Governor returns or the disability ceases. In case of the removal of the Governor from office, or his death or resignation, the Lieutenant-Governor shall become Governor.

In case of a vacancy in the office of Lieutenant-Governor the President pro tempore of the Senate shall succeed to all of his duties and powers.

2. That the proposed amendment (approved by a majority of the members elected to each house of the Legislature and entered upon the respective journals thereof, together with the ayes and nays thereon) shall be by the secretary of state submitted to the qualified electors at the next regular general election (or at a special election called for such purpose), as provided by article XXI, Constitution of Arizona.

The roll was called on the adoption of the Resolution, which resulted: Ayes 10, Noes, not voting 2, as follows:

## AYES

Angius  
Dalton  
Kelly  
Pomeroy

Rienhardt  
Smith  
Truman  
Wieden

Wiltbank  
The President

## NOES

Baker  
Harrison  
Hunt

McEachren  
Moore  
Patterson

Stanton

## NOT VOTING

Babbitt

Jones

So the Resolution was adopted.

The President announced the signing in open session of Senate Concurrent Resolution No. 3, by Mr. Jones, relating to lieutenant governor.

## MEMBERSHIP OF LEGISLATURE

Senate Concurrent Resolution No. 4, by Mr. Jones, relating to membership of legislature, was read the third and final time, as follows:

## A CONCURRENT RESOLUTION

(Proposing an amendment to the Constitution of Arizona relating to the Legislature, and amending section 1, part 2, article IV thereof.)

Be it resolved by the Senate of the State of Arizona, the House of Representatives concurring:

1. That the following amendment of section 1, part 2, article IV, Constitution of Arizona, is proposed, to become valid as a part of said constitution when approved by a majority of the qualified electors voting thereon and upon proclamation of the governor:

Section 1. There shall be elected from each county one senator, and a number of representatives equal to one for each six thousand votes or major fraction thereof cast at the last preceding general election, as shown by the result of the official canvass of votes cast for all candidates for the office of governor, but in any event at least one representative from each county.

Within twelve months from the declaration of adoption of this amendment and thereafter at least six months prior to any regular general election at which, by reason of the vote cast at the last preceding general election, the number of rep-

representatives to which such county is entitled shall be greater or less, the board of supervisors of each county entitled to more than one representative shall divide such county into as many representative districts as it shall be entitled to representatives, and there shall be elected one representative from each such district.

Such districts shall be so formed as to contain as nearly as may be the same voting population, shall be compact in form, and no district shall include noncontiguous territory. The order of the board shall clearly define the boundaries of each district, and shall be entered at large on the official record. Before establishing such districts the board shall give at least thirty days' notice of intention so to do, by publication in two successive issues of a newspaper of general circulation published in such county.

2. That the proposed amendment (approved by a majority of the members elected to each house of the Legislature and entered upon the respective journals thereof, together with the ayes and nays thereon) shall be by the secretary of state submitted to the qualified electors at the next regular general election (or at a special election called for such purpose), as provided by article XXI, Constitution of Arizona.

The roll call was called on the adoption of the Resolution, which resulted: Ayes 16, Noes 1, not voting 2, as follows:

AYES

Angius	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Rienhardt	The President
Hunt	Smith	
Kelly	Stanton	

NOES

Pomeroy

NOT VOTING

Babbitt                      Jones

So the Resolution was adopted.

The President announced the signing in open session of Senate Concurrent Resolution No. 4, by Mr. Jones, relating to membership of legislature.

SALARIES OF JUDGES

The President announced the signing in open session of

Senate Bill No. 102, by Mr. Rienhardt, relating to salaries of judges, as re-engrossed.

#### RECESS

Mr. McEachren moved that the Senate stand at recess until 1:30 o'clock, p. m. The motion was agreed to, and (at 11 o'clock and fifty minutes, a. m.) the Senate stood at recess.

#### AFTERNOON SESSION

The President called the Senate to order at 1:30 o'clock, p. m.

#### COMMITTEE OF THE WHOLE

Mr. Kelly moved that the Senate resolve itself into Committee of the Whole for the consideration of bills on the Calendar. The motion was agreed to, and (at 1 o'clock and forty-five minutes, p. m.) the Senate resolved itself into Committee of the Whole, with Mr. McEachren in the chair.

At 4:12 o'clock, p. m., the Committee of the Whole arose.

#### ADJOURNMENT

Mr. Patterson moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 4 o'clock and fifteen minutes, p. m.) the Senate adjourned until tomorrow, Thursday, February 18, 1937, at 10 o'clock, a. m.

PAUL C. KEEFE,  
President.

W. J. GRAHAM,  
Secretary.

**THURSDAY, FEBRUARY 18**

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Wieden
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President
Jones	Rienhardt	

The President announced that Mr. Babbitt and Mr. Truman had been excused.

**THE JOURNAL**

By unanimous consent the reading of the Journal of February 17, 1937, was dispensed with, and the Journal was approved.

**ARIZONA COLORADO RIVER COMMISSION**

The President laid before the Senate a communication from Mr. Fred T. Colter, Arizona Water Trustee, transmitting survey-reports for the members of the Senate of the Arizona Colorado River Commission of 1931-32.

**MESSAGES FROM THE HOUSE**

Messages from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed the following:

House Bill No. 44, entitled: "An Act amending sections 1578 and 1579, Revised Code of Arizona, 1928, relating to the fiscal year and fixing of annual appropriations of highway department and providing for budget estimates and limitations thereon of the highway department, and declaring an emergency".

House Bill No. 70, entitled: "An act relating to the abandoning of streets and alleys, and amending article 11, chapter 31, Revised Code of 1928, by adding section 1701a".

House Joint Memorial No. 2, recommending that Congress enact legislation for maximum hours and minimum wages.

**REPORT OF THE COMMITTEE OF THE WHOLE**

Mr. McEachren, for the Committee of the Whole, reported Senate Bill No. 118, by Mr. Kelly, relating to civil service code; Senate Bill No. 67, by Mr. Angius, relating to registrar of contracts; and Senate Bill No. 16, by Mr. Smith and Mr. Dalton, relating to motor vehicle regulations.

The recommendations of the Committee were:

That Senate Bill No. 118 be amended as follows:

On page 18, line 39: Strike the word "ten", insert "fifteen";

On page 20, line 31: Strike the word "incompetency";

and, as so amended, the Bill do pass.

That Senate Bill No. 67 be referred to the Committee on Labor and Capital;

That Senate Bill No. 16 be amended as follows:

Strike all previous amendments adopted and insert the following:

That the words "headquarters building of the Department" be stricken from line 6, page 2, and the following be inserted in lieu thereof; "capital of the State";

That the words "adopt and", line 23, page 2, be stricken therefrom;

That the word "law" be stricken from line 25, page 2, and insert in lieu thereof the words "this act";

That at the end of Section 1, page 2, add a paragraph to be numbered 1 (a) as follows: "Offices maintained by assessors are hereby constituted as county offices of the division, and the assessor of each county is hereby constituted as an agent of the division for the purpose of the performance of such acts and duties as are delegated to him. Fifty cents of each original registration fee shall be remitted to the county treasurer of the county in which such registration fee is collected, to be placed in a special fund by such treasurer, for use of the assessor in carrying out the provisions hereof. Claims against said funds shall be allowed and paid in the same manner as claims against the county are allowed and paid. The board of supervisors, may from time to time, order the payment of all or any part of said fund, received during a previous fiscal year or years and not used, into the fund for the maintenance and construction of county highways. The money received from the taxes herein provided shall be immediately transferred by the officer collecting same to the superintendent, and by him too the state treasurer, who shall immediately credit same to the state highway fund.";

That at the end of Section 5, page 6, add the following: "It shall be a misdemeanor for anyone to issue a pair of number plates, or number plate, for which a fee is required to be paid, unless a certificate of title is presented to the officer or agent as required by law; or who shall issue a registration card unless such card carries all information required by law to

be shown thereon, or who shall place any information on such card which does not appear on the certificate of title of the vehicle. It shall be a felony for anyone to issue number plates, or plate, unless the full amount of the registration and unladen weight fee, applicable upon the date of issuance, has been paid.”;

That in Section 2, page 3, line 7, following the word “application” strike the balance of line 7, all of line 8, through the word “division”, strike the period and add a comma (,) and insert in lieu thereof the following: “which shall consist of two ‘drive-out’ number plates of a distinctive type to be supplied by the county assessor, which shall be attached to the front and rear of such vehicle, and at the expiration of fifteen days such plates shall be surrendered to the division and regular license plates affixed to the vehicle; and such assessor issuing such ‘drive-out’ plates shall on the day of the issuance thereof notify the local peace officers and the nearest highway patrolman, and shall be guilty of a misdemeanor if he fails to do so; any such officer or officers shall, on the sixteenth day after the issuance of such plates, if the same be not surrendered, seize and impound the said vehicle and hold it until such regular license plates are procured and placed thereon, and the owner of such vehicle shall be guilty of a misdemeanor, provided however, that in the case of a foreign registration or other emergency, the division shall have the right to extend said time so as to allow time for clearance of title and registration.”;

That the words “by the owner” be stricken from line 19, page 3, and insert in lieu thereof the words: “to the assessor of the county in which he resides”;

That there be added to line 14, page 6, following the word “furnish” the following words: “number-plates or pair of number-plates for which no fees are specified”;

That the words “vehicle division” in line 15, page 7, be stricken therefrom and insert in lieu thereof of the words “county assessor”;

That there be added to the end of line 26, page 7, the following words: “for a period not to exceed thirty days”.

That in Section 25, on page 22, line 33, strike the figures “.35” and “.40”, and insert the following: “.20” and “.20”, respectively:

On line 34, strike the figures “.50” and “.65”, and in lieu thereof insert the following: “.25” and “.35”, respectively;

On line 35, strike the figures “.65” and “.80” and insert the following: “.35” and “.40”;

On line 36, strike the figures ".75" and "1.00" and in lieu thereof insert the following: ".40" and ".50", respectively;

On line 37, strike the figures "1.00" and "1.35" and insert the following: ".50" and ".70";

On line 38, strike the figures "1.00" and "1.60" and insert in lieu thereof the following: ".50" and ".80";

On line 39, strike "120.00" and "185.00", and in lieu thereof insert the following: "60.00" and "95.00".

On page 23, line 1, strike the word "five" and insert the word "Two".

On page 23, line 5, strike the word "five" and insert the word "Two."

And, as so amended, the Bill do pass.

Mr. McEachren moved the adoption of the report. The motion was agreed to.

Senate Bill No. 118 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 67 was referred to the Committee on Labor and Capital.

Senate Bill No. 16 was referred to the Committee on Style, Revision and Compilation.

#### INTRODUCTION AND FIRST READING OF BILLS

Mr. Smith introduced Senate Bill No. 159, entitled: "An act relating to the business of towing wrecked or disabled vehicles for compensation and amending chapter 100, Session Laws of 1933, regular session, by adding Section 2a; and declaring an emergency".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Angius and Mr. Babbitt introduced Senate Bill No. 160, entitled: "An act relating to police protection; providing for the department of Arizona state police, and abolishing the office of sheriff".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Wiltbank introduced Senate Bill No. 161, entitled: "An act relating to state lands, and providing for continuing the classification thereof".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Rienhardt introduced Senate Bill No. 162, entitled: "An act relating to taxation, and providing for a uniform rate of property tax on motor vehicles".

By unanimous consent the Bill was read the first time by number and title.

Mr. Rienhardt moved that the rules be suspended and Senate Bill No. 162 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Finance and Revenue.

Mr. Moore, Mr. McEachren, Mr. Pomeroy, Mr. Patterson and Mr. Angius introduced Senate Concurrent Resolution No. 8, proposing an amendment to the Constitution of Arizona relating to prohibition.

The Resolution was read the first time in full, and was laid over for one day.

House Bill No. 44, entitled: "An act amending sections 1578 and 1579, Revised Code of Arizona, 1928, relating to the fiscal year and fixing of annual appropriations of highway department and providing for budget estimates and limitations thereon of the highway department, and declaring an emergency", was, by unanimous consent, read the first time by number and title, and laid over for one day.

House Bill No. 70, entitled: "An act relating to the abandoning of streets and alleys, and amending article 11, chapter 31, Revised Code of 1928, by adding sections 1701a and 1701b", was, by unanimous consent, read the first time by number and title.

Mr. Baker moved that the rules be suspended and House Bill No. 70 be placed on the Calendar of the Committee of the Whole today. The motion was agreed to.

House Joint Memorial No. 2, recommending that Congress enact legislation for maximum hours and minimum wages, was, by unanimous consent, read the first time by number and title, and laid over for one day.

#### REFERENCE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 150, by Mr. Wiltbank, relating to water for domestic purposes, to the Committee on Finance and Revenue.

Senate Bill No. 151, by Mr. Wiltbank, relating to refunds of fuel tax, to the Committee on Finance and Revenue.

Senate Bill No. 152, by Mr. Baker, relating to motor vehicle liability insurance, to the Committee on Judiciary.

Senate Bill No. 153, by Mr. Angius, relating to limitations of actions, to the Committee on Methods of Business.

Senate Bill No. 154, by Mr. Pomeroy, relating to appointment of bailiffs, to the Committee on Judiciary.

Senate Bill No. 155, by Mr. Pomeroy, relating to relief of Nelly S. Trott, to the Committee on Appropriations.

Senate Bill No. 156, by the Committee on Highways and

Bridges, relating to secondary roads, to the Committee on Highways and Bridges.

Senate Bill No. 158, by Mr. Angius, relating to repeal of sales tax, to the Committee on Finance and Revenue.

#### ASSETS IN DISSOLVED CORPORATIONS

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 88, by Mr. Patterson, relating to assets in dissolved corporations, with the recommendation that the Bill do pass.

Mr. Patterson, a Senator from Yavapai, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### STOCKHOLDERS IN CONSOLIDATED CORPORATIONS

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 89, by Mr. Patterson, relating to stockholders in consolidated corporations, with the recommendation that the Bill do pass.

Mr. Patterson, a Senator from Yavapai, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### SEMI-MONTHLY PAYDAYS

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 32, by Mr. Smith, relating to semi-monthly paydays, with the recommendation that the Bill be amended as follows:

Amend the title to read:

“Relating to the payment of wages and providing for semi-monthly paydays and prescribing the duties of the industrial commission, and amending section 4876, Revised Code of Arizona, 1928, as amended by section 1, chapter 53, Session Laws of 1933, regular session, and by section 1, chapter 84, Session Laws of 1935, regular session” by adding section 4876a.

Insert before the word “section”, line 1, page 1, the words “section 4876a”.

Strike the word “or” from line 15, page 1.

Strike the word “service” from line 16, page 1.

Insert before the word “piece” in line 17, page 1, the word “or”

Strike the words “commission or other” from lines 17 and 18, page 1.

Strike the word "twentieth" from line 5, page 2, and insert in lieu thereof the word "twenty-first".

Strike the word "fifth" in line 6, page 2, and insert in lieu thereof the word "sixth".

Strike the word "twenty-four" in line 36, page 2, and insert in lieu thereof the word "thirty-six".

Insert before the word "within", line 37, page 2, the words "on demand".

Insert after the word "prescribed" in line 39, page 2, the words "at the usual place of payment".

Strike lines 44, 45, page 2, and lines 1 and 2, page 3.

Strike lines 44 and 45, page 3, and lines 1, 2, 3 and 4, page 4.

After the word "prosecute" line 15, page 4, insert the word "criminal".

Strike the words "both civil and criminal" in line 15, page 4.

Strike the period after the word "claim" in line 29, page 4, and insert the following words "to any one individual".

Strike lines 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10, page 5.

Strike the words "sections 4876 and" in line 4, page 6, and insert in lieu thereof the word "section." and as so amended the Bill do pass.

Mr. Smith, the Senator from Mohave, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### GRAHAM COUNTY ROAD

Mr. Smith, for the Committee on Highways and Bridges, reported House Bill No. 73, relating to Graham county road, with the recommendation that the Bill do pass.

Mr. Kelly, the Senator from Graham, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Highways and Bridges, was placed on the Calendar of the Committee of the Whole.

#### TAX PROTESTS

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 92, by Mr. Pomeroy, relating to tax protests, with the recommendation that the Bill be revised as follows:

Section 1, to read:

Section 1. Sec. 876, Revised Code of 1928, is amended to read:

876. TRANSMITTING MONEY TO STATE TREASURER. Upon receipt of an order from the state treasurer requiring that money in the county treasury belonging to the state, or collected for it, be transmitted to the state treasury, the county treasurer shall within ten days thereafter transmit the same in the manner directed by the state treasurer, and as provided by law, except so much thereof as has been paid under protest, and such transmittal shall be at the risk of the state if sent as directed by the state treasurer.

Section 2, to read:

Sec. 2. Sec. 3107, Revised Code of 1928, is amended to read:

3107. REMITTANCE TO MUNICIPALITIES. On the first day of each month the county treasurer shall pay to the treasurer of any city or town for which he has collected taxes during the previous month, the total amount of all collections, including delinquent taxes, interest and costs, and receipts from tax sales, and redemptions, but not including taxes paid under protest. The city or town treasurer shall give the county treasurer duplicate receipts for each such payment, and the county treasurer shall give one thereof to the officer charged with the duty of auditing the accounts of the treasurer of the city or town and retain the other for use in making settlement with the board of supervisors.

Section 3:

Page 2, line 28: Strike "PAYMENT", insert "(a)".

Page 2, lines 29 and 30, Strike.

Page 2, line 31, Strike "IS PAID."

Page 2, line 39: Strike "SUCH TAX".

Page 2, line 40 (committee of whole amendment): Preceding "No Tax" begin a new paragraph and insert "(b)".

Page 3, line 4: Preceding "UPON DETERMINATION" insert "(c)".

Page 3, line 14: Preceding "WHERE JUDGMENT" strike "(a)", begin a new paragraph and insert "1.", to read:

1. If judgment is entered against the taxpayer or the action dismissed for any reason, the amount due from the taxpayer on such judgment or dismissal shall be collected in the manner provided by law, and the amount standing to the credit of the taxpayer

in the protest fund shall be apportioned as though no protest had been made.

Page 3, line 23: (committee of the whole amendment) Strike "(b)", begin a new paragraph, inserting "2.", to read:

2. If judgment is entered for the taxpayer and against the county, the amount thereof, together with interest and costs, shall be paid from the moneys standing to the credit of the taxpayer in the tax protest fund, upon a warrant drawn by the board of supervisors, and any amount remaining in such fund shall be apportioned as though no protest had been made.

Page 3, line 37: (committee of whole amendment) Strike "(c)", begin a new paragraph, inserting "3.", to read:

3. In the event that any such judgment, together with interest and costs, exceeds the amount standing to the credit of the taxpayer in the tax protest fund, the total amount of such credit shall be paid to the taxpayer, upon a warrant drawn by the board of supervisors, and the portion of such judgment remaining unpaid shall be paid out of the county general fund.

Page 4, line 3: Preceding "WHEN ANY" begin a new paragraph, inserting "4.", to read:

4. When any payment is made from the county general fund upon a judgment rendered in an action after a tax has been paid under protest, or where money has been refunded to the purchaser of real estate erroneously sold, the county treasurer shall withhold from the next settlement with the state or any political subdivision which has participated in any portion of the money affected by such judgment or erroneous sale, its share of such payment, in the proportion that the interest of the state and each participating political subdivision bears to the total payment.

Page 4, line 22: Preceding "WITHIN THIRTY" insert "(d)".

Page 4, lines 24 and 25: Strike "WHEN SUCH JUDGMENT IS".

Section 4:

Page 4, lines 32 and 33: Strike "powers and duties; annual tax rate; rules for equalizing."

Section 5, to read:

Sec. 5. Sec. 3136, Revised Code of 1928, is amended to read:

3136. TAX NOT TO BE CONTESTED UNLESS

PAID. (a) No person upon whom a tax has been imposed under any law relating to taxation shall be permitted to test the validity thereof, either as plaintiff or defendant, unless such tax shall have been paid, together with all penalties thereon. No injunction shall ever issue in any action or proceeding in any court against this state, or against any county, municipality, or officer thereof, to prevent or enjoin the collection of any tax levied.

(b) After payment an action may be maintained to recover any tax illegally collected, and if the tax due shall be determined to be less than the amount paid, the excess, together with legal interest thereon, shall be refunded in the same manner as though the excess tax had been paid under protest.

(c) Any person who, being a taxpayer in more than one county, has paid under protest taxes assessed against such taxpayer in more than one county, may bring an action in any county in which taxes have been so paid, and the superior court of the county in which such action shall first be brought shall have jurisdiction to try and determine all questions pertaining to the payment under protest of taxes by such taxpayer, in any or all counties. Section 6, to read:

Sec. 6. Sec. 3065, Revised Code of 1928, is amended to read:

3065. APPEAL FROM STATE BOARD OF EQUALIZATION. (a) Any taxpayer dissatisfied with the amount of his assessment as fixed by the tax commission or as reviewed by the board, and who has first fully paid such tax under protest, may appeal therefrom as herein provided, and not otherwise. Such protest shall designate whether the whole tax or what part thereof is protested, and only such portion as is actually protested shall be reviewed. Such appeal must be taken on or before September 15 following the adjournment of the board, by serving written notice on the county treasurer of the county wherein the taxes are payable, provided that any taxpayer whose taxes are not delinquent may, within thirty days from the effective date of this act, appeal from his assessment as fixed by the tax commission and reviewed by the state board of equalization by paying such delinquent taxes under protest and by complying with the other requirements of this act relative to perfecting an appeal from the assessment reviewed by the board.

(b) No appeal shall be taken unless the applicant shall first pay under protest to the said county treasurer the amount of taxes levied and assessed against his property, and unless so paid under protest the appeal shall be dismissed by the court, and the court may enter judgment for such reasonable costs as the board may have incurred. The appeal-

lant must file concurrently with the said county treasurer or treasurers a statement of the reasons why the assessment in question, or the part protested, is erroneous or excessive. The county treasurer shall give a receipt for the amount paid, and transmit a copy of such receipt, notice of appeal and statement of the protest to the board, and shall credit the tax collected as provided by law. Upon receipt thereof, the secretary of the board shall transmit said papers together with a certified copy of the proceedings of the board against appellant to the clerk of the superior court of the county in which appellant's property is situated, and the clerk shall docket the appeal in the name of appellant as plaintiff, and in the name of the county and the board as defendants. The court shall hear such appeal within ten days thereafter, with or without a jury, unless both parties shall file a written agreement with the court to a continuance. At such hearing both parties may adduce evidence on any matters that relate to the full cash value of the property in question as of the date of the original assessment. The assessment of the board shall be presumed to be correct and lawful. Should the court find that the assessment is excessive, then the court shall find the full cash value of the property and render judgment for appellant.

(c) If appellant's property is situated and the taxes are paid under protest in more than one county, the board shall transmit said papers, together with a certified copy of the proceedings of the board against appellant, to the clerk of the superior court of Maricopa county, and the clerk shall docket the appeal in said court and the court shall hear and determine every protested valuation of property of the appellant, and if it shall find that the assessment is excessive it shall render judgment for appellant against the county or counties.

(d) If the court finds that the assessment represents the full cash value of the property, then the action shall be dismissed with costs against appellant. If the court finds that the valuation levied and assessed against appellant is below the full cash value of the property, then the judgment shall be for the county or counties and against appellant for the costs of the appeal and the taxes due on such property as if it had been originally assessed at its full cash value. Such judgment shall be a lien upon the real and personal property of the appellant with like force and effect as though the assessment had originally been in the amount of the judgment, and execution may issue upon the judgment.

(e) The clerk shall transmit the decision to the clerk of the board or boards of supervisors and to the state board of equalization. Each board of supervisors shall, within fifteen days, unless appeal is taken

to the supreme court, correct its assessment rolls in accordance with the decision of the court.

Section 7:

Strike the entire section and insert a new section 7, to read:

Sec. 7. SEVERABILITY. If any provision of this act be held invalid, such invalidity shall not affect other provisions which can be given effect without the invalid provision, and to this end the provisions of the act are declared to be severable.

Section 8:

Strike the entire section.

Re-number section 9 to read section 8.

Page 8, line 29: Preceding "To Preserve" insert "EMERGENCY."

The title, to read:

AN ACT

Relating to taxation; providing for appeals from property assessments and for payment of judgments, and amending sections 876, 3107, 3063, 3065, 3132 and 3136, Revised Code of 1928.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

By unanimous consent Senate Bill No. 92, by Mr. Pomeroy, relating to tax protests, was read the second time by number and title.

Mr. Patterson moved that Senate Bill No. 92 be amended as follows: (reference is to printed bill)

Amend the title by inserting in the first line thereof after the figure "3065" the figure "3090";

Strike the word "over" from line 33, page 2, and insert in lieu thereof the word "inequitable";

Strike all of lines 22 to 29, page 4, and insert in lieu thereof the following:

"Within thirty days after the rendition of a judgment against the county in favor of a taxpayer as herein provided, or, in the event that an appeal from such judgment is taken and the taxpayer has given notice to the county treasurer within fifteen days from the rendition of such judgment of an intention to appeal therefrom, within thirty days after judgment becomes final on or pursuant to appeal, it shall be the duty of the board of supervisors and the county treasurer to pay such judgment, together with interest and costs, in the manner herein specified."

Insert after the word "erroneous", line 14, page 7, the word "inequitable";

Insert before the word "cash", line 29, page 7, the word "equitable";

Insert before the word "correct", line 32, page 7, the word "equitable";

After the word "excessive", line 33, page 7, insert the words "or inequitable";

Before the word "cash", line 33, page 7, insert the word "equitable";

Strike all of line 42, page 7, and the first word in line 43, page 7, and insert in lieu thereof the following: "any county designated by appellant where taxes may have been paid under protest";

Insert before the word "cash", line 4, page 8, the word "equitable";

Insert before the word "cash" in line 8, page 8, the word "equitable".

Insert before the word "cash" line 11, page 8, the word "equitable".

Add a new section amending section 3090, Revised Code of Arizona, 1928; insert same before Section 7, page 8:

Section 3090 of the Revised Code of 1928, is amended to read:

3090. Any person dissatisfied with his assessment as fixed by the board, may, on or before September 15 following, appeal to the superior court of such county by a written notice to the chairman of the board and served upon the clerk thereof, stating that the person is taking an appeal from the board and the particular matter from which the appeal is taken; PROVIDED, THAT ANY TAXPAYER WHOSE TAXES ARE NOW DELINQUENT MAY WITHIN THIRTY DAYS FROM THE EFFECTIVE DATE OF THIS ACT APPEAL FROM HIS ASSESSMENT AS FIXED OR REVIEWED BY THE COUNTY BOARD OF EQUALIZATION BY PAYING SUCH DELINQUENT TAXES UNDER PROTEST AND BY COMPLYING WITH THE OTHER REQUIREMENTS OF THIS SECTION RELATIVE TO PERFECTING AN APPEAL FROM THE ASSESSMENT AS FIXED OR REVIEWED BY THE COUNTY BOARD OF EQUALIZATION. No appeal shall be taken unless the appellant shall, before taking the appeal, pay to the county treasurer the full amount of taxes levied and assessed upon the property in accordance with the valuation fixed by said board of equalization, which payment shall be accompanied by a written protest, addressed to and filed with the treasurer, stating the reasons why the person making

the payment deems the assessment or the part protested erroneous, inequitable or excessive. The treasurer shall deliver to the party a receipt, which shall be served upon the clerk of said board of equalization with the notice of appeal, together with a copy of such protest. Unless such payment is made before the taking of such appeal, the appeal shall be dismissed. Immediately upon the service of the notice of appeal, the clerk shall transmit said notice, receipt and copy of protest, together with a certified copy of the record of the proceedings of the board of equalization relating to the assessment to the clerk of the superior court of such county. For such services, the clerk of the board shall receive a fee of five dollars, which shall be paid by the party appealing, and be paid by said clerk into the county treasury. The clerk of the superior court shall docket the appeal in the name of the appellant as plaintiff, and of the county as defendant, and the appeal shall be heard by the court in like manner, under the same presumption, the same privileges to the parties, and with the same direction for a judgment, which shall be of the same nature and legal effect, as provided heretofore in the trial of an appeal from the state board of equalization. A certified copy of the judgment shall be delivered to the board of supervisors, which shall cause the assessment roll to be corrected accordingly.

Mr. Patterson moved the adoption of the report. The motion was agreed to.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### SEATING OF MR. TRUMAN

The Sergeant-at-Arms (at 10:50 o'clock, a. m.) announced that Mr. Truman, the Senator from Pinal, had entered the Senate chamber and taken his seat.

#### COMMITTEE OF THE WHOLE

Mr. Smith moved that the Senate resolve itself into Committee of the Whole for the consideration of bills on the Calendar. The motion was agreed to, and (at 10 o'clock and fifty minutes, a. m.) the Senate resolved itself into Committee of the Whole, with Mr. Angius in the chair.

At 11:55 o'clock, a. m. the Committee of the Whole arose.

#### RECESS

Mr. McEachren moved that the Senate stand at recess until 2 o'clock, p. m. The motion was agreed to, and (at 12 o'clock, noon) the Senate stood at recess.

## AFTERNOON SESSION

The President called the Senate to order at 2 o'clock, p. m.

The President announced that Mr. Babbitt had returned from his official trip to Washington, D. C.

## COMMITTEE OF THE WHOLE

By unanimous consent (at 2 o'clock and five minutes, p. m.) the Senate resolved itself into Committee of the Whole for the consideration of bills on the Calendar, with Mr. Angius in the chair.

At 4:10 o'clock, p. m., the Committee of the Whole arose.

## ADJOURNMENT

Mr. Jones moved that the Senate adjourn until tomorrow morning at 10 o'clock. The motion was agreed to, and (at 4 o'clock and eleven minutes, p. m.) the Senate adjourned until tomorrow, Friday, February 19, 1937, at 10 o'clock, a. m.

PAUL C. KEEFE,  
President.

W. J. GRAHAM,  
Secretary.

## FRIDAY, FEBRUARY 19

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Jones	Smith
Babbitt	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President

The President announced that Mr. Kelly had been excused.

### THE JOURNAL

By unanimous consent the reading of the Journal of February 18, 1937, was dispensed with, and the Journal was approved.

### MESSAGES FROM THE HOUSE

Messages from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed the following:

House Concurrent Resolution No. 6, proposing an amendment to the constitution of Arizona relating to the office of governor.

House Bill No. 18, entitled: "An act relating to the board of pardons and paroles, and amending section 5320, Revised Code of Arizona, 1928".

House Bill No. 112, entitled: "An act relating to nomination otherwise than by primary election and amending section 1293, Revised Code of Arizona, 1928".

House Bill No. 57, entitled: "An act relating to gaming, and providing for the seizure and destruction of gambling tables or devices".

### REPORT OF THE COMMITTEE OF THE WHOLE

Mr. Angius, for the Committee of the Whole, reported Senate Bill No. 91, by Mr. Pomeroy, relating to motor vehicle radio apparatus; Senate Bill No. 77, by Mr. Kelly, relating to reorganization of state departments; Senate Bill No. 76, by Mr. Kelly, creating a state court of equalization; and Senate Bill No. 125, by Mr. Pomeroy, relating to use tax on tangible property.

The recommendations of the Committee were:

That Senate Bill No. 91 retain its place on the Calendar.

That Senate Bill No. 77 be amended as follows:

Strike all of section 55 from the Bill; and as so amended the Bill do pass.

That Senate Bill No. 76 do pass.

That Senate Bill No. 125 do pass.

Mr. Angius moved the adoption of the report. The motion was agreed to.

Senate Bill No. 91 retained its place on the Calendar.

Senate Bill No. 125 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 77 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 76 was referred to the Committee on Style, Revision and Compilation.

#### INTRODUCTION AND FIRST READING OF BILLS

Mr. Rienhardt introduced Senate Bill No. 163, entitled: "An act relating to counties, and providing for the disposal of obsolete records and files".

By unanimous consent the Bill was read the first time by number and title.

Mr. Rienhardt moved that the rules be suspended and Senate Bill No. 163 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Municipalities.

House Bill No. 18, entitled: "An act relating to the board of pardons and paroles, and amending section 5320, Revised Code of Arizona, 1928", was, by unanimous consent, read the first time by number and title, and laid over for one day.

House Bill No. 57, entitled: "An act relating to gaming, and providing for the seizure and destruction of gambling tables or devices", was, by unanimous consent, read the first time by number and title, and laid over for one day.

House Bill No. 112, entitled: "An act relating to nomination otherwise than by primary election and amending section 1293, Revised Code of Arizona, 1928", was, by unanimous consent, read the first time by number and title, and laid over for one day.

House Concurrent Resolution No. 6, entitled: "A concurrent resolution proposing an amendment to the Constitution of Arizona relating to the office of Governor", was, by unanimous consent, read the first time by number and title.

Mr. Patterson moved that the rules be suspended and House Concurrent Resolution No. 6 be placed on the Calendar of the Committee of the Whole today. The motion was agreed to.

#### REFERENCE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 159, by Mr. Smith, relating to towing of wrecked vehicles, to the Committee on Highways and Bridges.

Senate Bill No. 160, by Mr. Angius and Mr. Babbitt, relating to Arizona state police, to the Committee on Judiciary.

Senate Bill No. 161, by Mr. Wiltbank, relating to classification of state lands, to the Committee on Appropriations.

Senate Concurrent Resolution No. 8, by Mr. Moore, Mr. McEachren, Mr. Pomeroy, Mr. Angius and Mr. Patterson, relating to prohibition, to the Committee on Constitutional Amendments and Referendum.

House Bill No. 44, relating to appropriations of highway department, to the Committee on Appropriations.

House Joint Memorial No. 2, relating to maximum hours and minimum wages for employees, to the Committee on Judiciary.

#### FRUIT AND VEGETABLE STANDARDIZATION

Mr. Baker, for the Committee on Agriculture and Irrigation, reported House Bill No. 56, relating to fruit and vegetable standardization, with the recommendation that the Bill do pass.

Mr. Pomeroy, a Senator from Maricopa, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Agriculture and Irrigation, was placed on the Calendar of the Committee of the Whole.

#### ARIZONA PECAN INDUSTRY

Mr. Baker, for the Committee on Agriculture and Irrigation, reported Senate Bill No. 139, by Mr. Baker, relating to Arizona pecan industry, with the recommendation that the Bill do pass.

Mr. Baker, the Senator from Yuma, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Agriculture and Irrigation, was placed on the Calendar of the Committee of the Whole.

#### CARRIERS FOR HIRE

Mr. Wieden, for the Committee on Labor and Capital, reported Senate Bill No. 123, by Mr. Wieden, relating to carriers for hire, with the recommendation that the Bill do pass.

The Bill, accompanied by the report of the Committee on Labor and Capital, was placed on the Calendar of the Committee of the Whole.

#### PRIVATE EMPLOYMENT AGENTS

Mr. Wieden, for the Committee on Labor and Capital, reported House Bill No. 49, relating to private employment agents, with the recommendation that the Bill be amended as follows:

Add a new section to be numbered Section 4, to read as follows:

"Section 4. SEVERABILITY. If any provision of this act be held invalid, such invalidity shall not affect other provisions which can be given effect without the invalid provision, and to this end the provisions of the act are declared to be severable."

Renumber sections 4 and 5 of the original bill to read sections 5 and 6, respectively.

And as so amended the Bill do pass.

Mr. Rienhardt, a Senator from Gila, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Labor and Capital, was placed on the Calendar of the Committee of the Whole.

#### GAMING

Mr. Patterson, for the Committee on Judiciary, reported House Concurrent Resolution No. 2, relating to gaming.

Mr. Baker, Mr. Smith, Mr. Rienhardt and Mr. Truman, a majority of the Committee, recommended that the Resolution do pass.

Mr. Hunt, Mr. Babbitt and Mr. Patterson, a minority of the Committee, dissented.

Mr. Smith, the Senator from Mohave, was designated as manager of the Resolution.

The Resolution, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### UNCLAIMED SHARES AND DIVIDENDS

Mr. Wieden, for the Committee on Labor and Capital, reported Senate Bill No. 137, by Mr. Patterson, relating to unclaimed shares and dividends, with the recommendation that the Bill do pass with the proviso that the Bill be referred to the Committee on Judiciary for consideration of its constitutionality.

The Bill, accompanied by the report of the Committee on Labor and Capital, was referred to the Committee on Judiciary.

#### RELIEF OF MOORE AND HYAMS

Mr. McEachren, for the Committee on Appropriations, reported Senate Bill No. 124, by Mr. Jones, for the relief of Moore and Hyams, with the recommendation that the Bill be amended as follows:

On line 2, page 1, after the word "of", strike the words "fourteen thousand two hundred and fifty dollars", and insert in lieu thereof the words "ten thousand six hundred twenty-four dollars and eighty cents",

and as so amended the Bill do pass.

Mr. Jones, a Senator from Maricopa, and Mr. Babbitt, the Senator from Coconino, were designated as managers of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

#### SECONDARY ROADS

Mr. Smith, for the Committee on Highways and Bridges, reported Senate Bill No. 156, by the Committee on Highways and Bridges, relating to secondary roads, with the recommendation that the Bill do pass.

Mr. Dalton, a Senator from Pima, and Mr. Rienhardt, a Senator from Gila, were designated as managers of the Bill.

The Bill, accompanied by the report of the Committee on Highways and Bridges, was placed on the Calendar of the Committee of the Whole.

#### CIVIL SERVICE CODE

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 118, by Mr. Kelly, relating to civil service code, with the recommendation that the Bill is correct as to form.

The Bill was placed under the order of business second reading of bills.

#### REVENUE BOND REFINANCING ACT OF 1937

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 54, by Mr. Kelly, relating to refinancing of revenue-producing works, with the recommendation that the Bill be revised as follows:

##### Section 2:

Page 1, line 4: Strike "The following terms wherever used or referred to in", insert "In this act, unless the context otherwise requires:".

Page 1, lines 5 and 6: Strike.

Page 2, line 11: Strike "or", preceding "joint resolution".

Page 2, line 16 (committee of whole amendment); Strike "or mean".

##### Section 5:

Page 4, line 6: Preceding "be issued" insert "1.".

Page 4, line 7: Following "series," strike "may", insert "2."; following "dates," strike "may", insert "3.".

Page 4, line 10: Following "dates," strike "may", insert "4.".

Page 4, line 12: Following "Thereby", strike "may", insert "5.".

Page 4, line 13: Preceding "be in such form," strike "may", insert "6."; following "registered," strike "may", insert "7."

Page 4, line 14: Following "privileges," strike "may", insert "8."; following "such manner," strike "may", insert "9."

Page 4, line 15: Following "or places," strike "may", insert "10."

Page 4, line 16: Following "a premium," strike "may", insert "11."

Page 4, line 17: Following "thereof," strike "may", insert "12."

Page 4, line 18: Following "bonds," strike "may", insert "13."

Page 4, line 19: Preceding "contain" strike "may", insert "14."

Section 6:

Page 5, line 10: Following "dependent on" strike "or", insert "nor".

Page 5, line 15: Strike "such refunding bond", insert "it".

Section 8:

Page 8, line 10: Strike "section or any other section of this".

Page 8, line 16: Strike "section or in any other section of this".

Section 13:

Page 12, line 12 (committee of whole amendment): Following "in the resolution calling" strike "the", insert "an".

Page 14, line 7: Following "whenever enacted," strike "nor", insert "or".

Section 14:

Page 15, line 9: Strike "or any court of competent jurisdiction,".

Page 15, line 14: Strike "percentum", insert "per cent".

Page 16, line 8: Following "revenues and" strike "shall".

Page 17, line 2: Following "jurisdiction of" strike "such", insert "the".

Page 17, line 3: Following "decrees as" strike "such", insert "the".

## Section 17:

Page 19, line 7: Strike the entire section, and insert a new section 17, to read:

Sec. 17. SEVERABILITY. If any provision of this act be held invalid, such invalidity shall not affect other provisions which can be given effect without the invalid provision, and to this end the provisions of the act are declared to be severable.

The title to read:

## AN ACT

Relating to cities and towns, and to regulate the issuance of bonds for the purpose of refinancing undertakings and projects.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

## TAX PROTESTS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 92, by Mr. Pomeroy, relating to tax protests, with the following corrections:

Page 1, line 7, of the amendments submitted by Mr. Patterson, February 18, insert "(d)" before the paragraph beginning "within thirty days";

Number the amendment by Mr. Patterson relating to Sec. 3090, Revised Code of 1928, "Sec. 7", and renumber subsequent sections to conform;

In lines 5 and 6 of Sec. 6 (c), (as rewritten by Style, Revision and Compilation Committee) strike the words "Maricopa county";

Page 6, line 6, original bill, strike "intentions", insert "intention";

Page 3, line 17, of the amendments submitted by Mr. Patterson, February 18, strike "head" and insert "heard".

Mr. Pomeroy moved the adoption of the corrections. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

## SEATING OF MR. KELLY

The Sergeant-at-Arms (at 10:25 o'clock, a. m.) announced that Mr. Kelly, the Senator from Graham, had entered the Senate chamber and taken his seat.

## REVENUE BOND REFINANCING ACT OF 1937

By unanimous consent Senate Bill No. 54, by Mr. Kelly, relating to refinancing of revenue-producing works, was read the second time by number and title.

Mr. Kelly moved that the Bill be amended as follows:

Add a new paragraph to Section 14 to be designated "5", to read as follows:

5. Notwithstanding anything in this section to the contrary, said receiver shall have no power to sell, assign, mortgage or otherwise dispose of any assets of whatever kind or character belonging to the municipality and useful for the enterprise, but the authority of any such receiver shall be limited to the operation and maintenance of the enterprise and no court shall have jurisdiction to enter any order or decree requiring or permitting said receiver to sell, mortgage, or otherwise dispose of any such assets.

The motion was agreed to, and the amendments were adopted.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

CIVIL SERVICE CODE

By unanimous consent Senate Bill No. 118, by Mr. Kelly, relating to civil service code, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

RESIDENCE QUALIFICATION FOR RELIEF

Mr. Wieden moved that the Senate reconsider its action whereby it failed to pass House Bill No. 75, relating to residence qualification for relief, and that the House of Representatives be requested to return the Bill to the Senate. The motion was agreed to on roll call, which resulted: Ayes 17, Noes 2, as follows:

AYES

Angius	Jones	Smith
Babbitt	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroiy	The President
Hunt	Rienhardt	

NOES

Kelly	Wiltbank
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A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had acceded to the request of the Senate and was returning House Bill No. 75.

Mr. Wieden moved that House Bill No. 75 be amended as follows:

After the word "year" in line 9, page 1, add the following words: "provided that nothing herein shall prevent the granting of relief or aid in emergency cases".

The motion was agreed to, and the amendment was adopted.

The Bill was referred to the Committee on Enrolling and Engrossing.

#### TAX PROTESTS

Senate Bill No. 92, by Mr. Pomeroy, relating to tax protests, was read the third and final time, and passed on roll call, which resulted: Ayes 19, as follows:

#### AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The President announced the signing in open session of Senate Bill No. 92, by Mr. Pomeroy, relating to tax protests.

#### COMMITTEE OF THE WHOLE

Mr. Rienhardt moved that the Senate resolve itself into Committee of the Whole for the consideration of bills on the Calendar. The motion was agreed to, and (at 10 o'clock and fifty minutes, a. m.) the Senate resolved itself into Committee of the Whole, with Mr. Harrison in the chair.

At 11:58 o'clock, a. m., the Committee of the Whole arose.

#### WORKS PROGRESS ADMINISTRATION

The President laid before the Senate a communication from Mr. W. J. Jamieson, state administrator for Arizona of the Works Progress Administration, inviting the members of the Senate to attend a meeting to be held at 225 East Adams, Friday, February 19, at 7:30 o'clock, p. m.

#### RECESS

Mr. Patterson moved that the Senate stand at recess until 2 o'clock, p. m. The motion was agreed to, and (at 12 o'clock noon) the Senate stood at recess.

#### AFTERNOON SESSION

The President called the Senate to order at 2 o'clock, p. m.

#### JOINT SESSION

The President announced that there would be a joint session in the House of Representatives chamber at 3 o'clock, p. m., today, to receive a message from the Governor.

COMMITTEE OF THE WHOLE

By unanimous consent (at 2 o'clock and five minutes, p. m.) the Senate resolved itself into Committee of the Whole for the consideration of bills on the Calendar, with Mr. Harrison in the chair.

At 2:55 o'clock, p. m., the Committee of the Whole arose.

RECESS

Mr. McEachren moved that the Senate stand at recess subject to the call of the gavel. The motion was agreed to, and (at 2 o'clock and fifty-six minutes, p. m.) the Senate stood at recess.

SPECIAL MESSAGE OF THE GOVERNOR

The Senate and the House of Representatives assembled in joint session at 3 o'clock, p. m., in the House of Representatives chamber, the President of the Senate presiding.

The Secretary of the Senate called the roll of the Senate, and the following Senators answered to their names:

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wiltbank
Hunt	Pomerooy	The President

The Chief Clerk of the House called the roll of the House of Representatives, and the following Representatives answered to their names:

Adamson	Isley	Rosenbaum
Batchelder	Johnson	Sharpe
Bourdon	Kenworthy	Shelton
Brayton	Klein	Skinner
Burk	Mader	Spaid
Carson	Marks	Stauffer
Combs	Menderson	Struckmeyer
Cummard	Mitchell	Sullivan
Curry	Morrow	Thompson
Farley	Mullen	Williams (Graham)
Fritz	Murray	Wilson
Gillett	McDonald	Wisdom
Goodson	McKinney	Wisener
Gray	O'Neill	Wood
Hamblin	Peterson	Mr. Speaker
Heron	Priser	

The President designated Mr. McEachren, a Senator from Gila, Mr. Kelly, the Senator from Graham, and Mr. Harrison, the Senator from Santa Cruz, and Representatives Petersen, Marks, and Struckmeyer, to escort the Governor to the House chamber.

His Excellency, the Governor of Arizona, Rawleigh C. Stanford, appeared in the House chamber, escorted by Mr. McEachren, Mr. Kelly, Mr. Harrison, Mr. Petersen, Mr. Marks, and Miss Struckmeyer, and was introduced by the President of the Senate.

The Governor addressed the joint session in an appropriate manner, and read the following message:

Mr. President, Mr. Speaker, Members of the Senate and of the House of Representatives:

On the 11th day of January, 1937, upon the convening of the Legislature I delivered my general message upon various problems of the state which I considered necessary and which merited your consideration. Among other things I called your attention to the Colorado River problem and stated to you that the problem was so vital to the future of the state that it merited and demanded our close study and cooperation and I told you then that I would have a special communication for you upon this subject during the session in which I hoped to place before you my views and recommendations and I do so at this time.

Surveys and data are needed to determine the feasibility of irrigating nearly 700,000 acres by diverting water from Parker Dam instead of a pump-lift of around five hundred (500) feet from the proposed Imperial Dam, taking advantage of any construction now existing or in progress on the river.

Our state has repudiated the Santa Fe Compact and the courts have held that we are not bound by that compact, or any contracts, growing out of the same. We are thoroughly convinced that by developing the Colorado River in its higher reaches that we will not only protect the interests of the people of our state in securing water for the irrigation of millions of acres, and the power to enable our people to carry on their enterprises, but that such development will not in any wise interfere with or deprive any of the other states of any rights which they may have in the Colorado River, nor will it in any manner decrease the advantages which they may have in the same, but that owing to the development being made in accordance with economic principles advised by irrigation engineers of prominence the conservation of the water and the power will be sufficient so that the additional amount secured by proper development and proper maintenance will be enough to supply these other states with all to which they are now entitled, and to obtain highest beneficial use of the Colorado River for all peoples.

It is necessary that we should at this time be fully advised as to the position in which we are and to take immediate action to preserve and develop our rights throughout Arizona in the Colorado River and its tributaries. Practically all of this state lies within the watershed of the Colorado River. Plans have been initiated and water filings have been made on irrigation and power sites to the end that the people may be protected against the loss of this valuable heritage, said filings having been made on behalf of the state

and water users under said projects, and maintained with due and reasonable diligence.

There comes a time, however, in all affairs, when in order to save the affected property rights, it is necessary that some action be taken. So far in the development of the Colorado River we have maintained our position and rights and they cannot be altered. You are familiar with the law of prior appropriation and beneficial use. So that you may at this time fully realize the reason for immediate action, I wish to call your attention to the construction of the Boulder Dam and Parker Dam and other projects that have been carried on subject to the Santa Fe Compact and Boulder Canyon Project Act by which Arizona is not bound, and that in order to continue to protest these filings that have been made and to keep up our priority with due diligence as against adverse claimants, it will be necessary for you to take immediate action. With the filings already made all that we have to do is to secure additional engineering data to enable us to determine the most practical of several feasible routes to divert water above Boulder Dam into central Arizona and to begin construction of such works as may be necessary to develop the water in the higher reaches of the Colorado River in Arizona. When the filings have been made and the notice given the State Water Commissioner, such filings and notices segregate and protect for the use of such project the waters filed on so long as maintained with due diligence until it is completed. The filings are made and notices given, and it remains for us to continue this diligence by surveys and to initiate some developments as soon as possible to put into actual use enough of the water to show our good intention to complete the work in accordance with filings.

The law of prior appropriation and beneficial use requires that water should be used in such manner as to give the most benefit and this rule requires that diversion and development must begin in the upper reaches so as to permit a maximum return flow, increase an inflow of the river and will not deplete the flow. This principle of a reflow has been studied and has definitely established that from projects built in the higher reaches in Arizona and resulting reflow there will be sufficient water to supply both Arizona and lower reaches of the river.

We need more data to permit us to determine which way would be the best to convey the water to the most of Arizona but we know such project is feasible and within the rights of the people of Arizona to construct. We should allot money in order to obtain the immediate data necessary to determine our most desirable route of construction.

The data to be gathered by the engineers and others which we propose the Colorado River Commis-

sion shall employ will serve many purposes, among which are the following:

1. To be used in cooperation with the national and state water resources and planning board, Secretary of the Interior, Federal Power Commission and such federal agencies as are investigating projects throughout the west, in order that we may place Arizona in the foreground of the list for federal aid now and in the future.

2. To use for the basis for organizing irrigation power districts or such other organizations or methods as may be used for financing the building of such projects.

3. For the purpose of conciliating the differences which now or may hereafter exist among the Colorado River basin states.

4. We must appropriate money sufficient to bring such actions as may be necessary to quiet Arizona's water rights in the Colorado River. These and other necessary steps can be performed only if the necessary data has been secured. We are in a position to maintain suits to adjudicate our rights to water and power developments of the Colorado River and its tributaries.

To this end I recommend that you enact such legislation as will provide the Colorado River Commission with the necessary funds to secure such engineering and other data upon which to base developments and legal protection, and to carry on such actions in the United States Supreme Court or other courts to protect our rights.

R. C. STANFORD,  
Governor.

Phoenix, Arizona,  
February 19, 1937.

A rising vote of thanks was accorded the Governor.

Thereupon (at 3 o'clock and fifteen minutes, p. m.) the joint session was dissolved.

PAUL C. KEEFE,  
President.

W. J. GRAHAM,  
Secretary.  
VERNON G. DAVIS,  
Speaker of the House of Representatives.

LALLAH RUTH,  
Chief Clerk of the House of Representatives.

The President called the Senate to order at 3:20 o'clock, p. m.

#### COMMITTEE OF THE WHOLE

By unanimous consent (at 3 o'clock and twenty-one min-

utes, p. m.) the Senate resolved itself into Committee of the Whole for the consideration of bills on the Calendar, with Mr. Harrison in the chair.

At 5:24 o'clock, p. m., the Committee of the Whole arose.

ADJOURNMENT

Mr. Angius moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 5 o'clock and twenty-six minutes, p. m.) the Senate adjourned until tomorrow, Saturday, February 20, 1937, at 10 o'clock, a. m.

PAUL C. KEEFE,  
President.

W. J. GRAHAM,  
Secretary.

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SATURDAY, FEBRUARY 20

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Kelly	Smith
Babbitt	Moore	Stanton
Baker	Patterson	Wieden
Dalton	Pomeroy	Wiltbank
Hunt	Rienhardt	The President
Jones		

The President announced that Mr. Harrison, Mr. McEachren, and Mr. Truman had been excused.

THE JOURNAL

By unanimous consent the reading of the Journal of Friday, February 19, 1937, was dispensed with, and the Journal was approved.

RULES

The President announced the appointment of Mr. Patterson, Mr. Hunt, Mr. Rienhardt, and Mr. Dalton, as members of the Rules Committee.

SEATING OF MR. TRUMAN

The Sergeant-at-Arms (at 10:15 o'clock, a. m.) announced that Mr. Truman, the Senator from Pinal, had entered the Senate chamber and taken his seat.

## SAVINGS BANKS' LOANS AND INVESTMENTS

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 6, by the Committee on Banking and Insurance, relating to savings' banks loans and investments.

## MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed House Bill No. 64, entitled: "An act relating to benefit corporations, amending sections 607, 608, 609, 610, Revised Code of 1928, and amending article 3, chapter 14, Revised Code of 1928, by adding sections 608a, 608b, 608c, 608d, 608e, 609a, 609b, 609c, 609d, 609e, 610a, 610b, 610c, 610d, 610e, and 610f".

## INTRODUCTION AND FIRST READING OF BILLS

Mr. Patterson introduced Senate Bill No. 164, entitled: "An act relating to taxation and amending Section 3067, Revised Code of 1928".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Jones introduced Senate Bill No. 165, entitled: "An act to amend section 1930, Revised Code of Arizona, 1928, as amended by Chapter 64, Session Laws of Arizona, 1929, and as further amended by chapter 53, session laws of Arizona, 1933, relating to juveniles and child welfare and the authority of superior court judges therein; and repealing all acts and parts of acts in conflict herewith".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Jones introduced Senate Bill No. 166, entitled: "An act amending chapter 8, Revised Code of Arizona, 1928, entitled banks and banking; as amended; amending and re-enacting the several sections thereof; creating a state banking department under the direction of the state examiner; providing for definition of terms, for appointment of a deputy designated as superintendent of banks, for appointment of assistants, examiners and employees of said banking department; defining powers and duties of state examiner and of his deputy as superintendent of banks, and all employees; providing for and regulating disclosures and fixing penalties; providing for privacy of records of department; prohibitions on officials; enumerating institutions subject to examinations; duties of superintendent and examiners, examinations and reports, publications; power to administer oath; providing for relations with national bank examiner; examination fees; employment of appraisers; licenses; private banks prohibited; governing capital stock of banks; loans to officers, procedure, records; loans other than to officers; prohibiting commissions and gifts to officers, directors or employees for procuring loans; prohibiting the owning of stock in other corporations; governing branch offices; minors; providing for stockholders' liability; liability of transferor; prohibiting and governing amendments in articles of

incorporation; borrowing by savings banks; providing for savings banks loans, payment of deposits and regulations, issuance of certificates of deposit of savings banks, withdrawal of savings deposits and limitation of loans, maintenance of legal reserve, directors' eligibility, posting notice of personnel of directors; borrowing restricted; providing for loan committees and directors' meetings, yearly examinations and reports; what reports shall contain and penalties; providing that superintendent of banks may require directors of banking institutions to levy assessments upon stock thereof; providing for involuntary dissolution of banks and method of liquidation or organization thereof; providing for control and/or liquidation or insolvent building and loan associations; providing for consolidation of associations; relief in case of sickness or death; prohibiting the circulating of false reports regarding building and loan associations; providing for loans to insolvent banks; vesting the assets of insolvent banks in superintendent of banks, governing loans to insolvent banks; providing for relation of court and superintendent when acting as liquidating agent; providing that superintendent of banks may appoint special deputies; providing and fixing duties of attorney general; requiring notice and proof of claims; providing for inventory, list of claims, fees; governing deposit of collections, dividends and objections to claims; providing for governing of liquidation after payment of claims, and of unpaid dividends of insolvent banks; providing for reports to superintendent, penalty for false making thereof; unauthorized banking prohibited and providing penalties therefor; providing for changing national bank to state bank and changing state bank to national bank; providing for and governing issuance of certificates of incorporation and permits to banking corporations, limitation, superintendent to approve certificate; prohibiting overcertification of checks and penalty therefor; officers and employees of banks required to give bond; neglect of duty of superintendent or examiner and penalty therefor; presumption of knowledge by directors of loan institutions; providing banks may have trust departments; providing that surviving relative may collect deposits; governing joint account between husband and wife, and payment to survivor; providing for escheat of unclaimed deposits after twenty years and procedure therefor, for enforcement of trust company stockholders' liability, governing and permitting membership of banks in federal reserve system, their reserves and examination; governing and permitting membership of banks, trust companies and loan associations in federal home loan bank; providing for salaries of superintendent and assistants; providing for conditions governing banks taking mortgages, holding real property and limitations thereon; providing for giving of notice of actions pending; providing and governing payment of dividends, and maintenance of its surplus fund; validating banking transactions on holiday; providing for penalties and punishments for violation of this act; transferring records, files, papers and assets to office of state examiner; making unexpended appropriation available to his office; repealing laws in conflict herewith; and declaring an emergency".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Kelly introduced Senate Bill No. 167, entitled: "An act

relating to public moneys and amending paragraph 2640, Revised Code of Arizona, 1928".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Patterson and Mr. Keefe introduced Senate Bill No. 163, entitled: "An act relating to old age pensions; and declaring an emergency".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Kelly introduced Senate Concurrent Resolution No. 9, proposing an amendment to the Constitution of Arizona relating to the corporation commission.

By unanimous consent the Resolution was read the first time by number and title, and was laid over for one day.

Mr. Kelly introduced Senate Concurrent Resolution No. 10, proposing an amendment to the Constitution of Arizona relating to the executive department.

By unanimous consent the Resolution was read the first time by number and title, and was laid over for one day.

House Bill No. 64, entitled: "An act relating to benefit corporations, amending sections 607, 608, 609, and 610, Revised Code of 1928, and amending article 3, chapter 14, Revised Code of 1928, by adding sections 608a, 608b, 608c, 608d, 608e, 609a, 609b, 609c, 609d, 609e, 610a, 610b, 610c, 610d, 610e, and 610f", was, by unanimous consent read the first time by number and title, and was laid over for one day.

#### REFERENCE OF BILLS

The President made the following reference of Bills:

House Bill No. 18, relating to board of pardons and paroles, to the Committee on Judiciary.

House Bill No. 112, relating to nominations otherwise than by primary, to the Committee on Judiciary.

House Bill No. 57, relating to gambling devices, to the Committee on Judiciary.

#### STATE TEACHERS' COLLEGES

Mr. Dalton, for the Committee on State Institutions, reported House Bill No. 21, relating to state teachers' colleges, with the recommendation that the Bill do not pass.

The Bill, accompanied by the report of the Committee on State Institutions, was placed on the Calendar of the Committee of the Whole.

#### OBSOLETE RECORDS

Mr. Rienhardt, for the Committee on Municipalities, reported Senate Bill No. 163, by Mr. Rienhardt, relating to obsolete records, with the recommendation that the Bill do pass.

Mr. Rienhardt, a Senator from Gila, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Municipalities, was placed on the Calendar of the Committee of the Whole.

#### IDENTIFICATION OF STATE AND COUNTY PROPERTY

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 140, by Mr. Pomeroy, relating to identification of state and county property, with the recommendation that the Bill do pass.

Mr. Pomeroy, a Senator from Maricopa, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### UNIFORM TAX RATE ON MOTOR VEHICLES

Mr. Moore, for the Committee on Finance and Revenue, reported Senate Bill No. 162, by Mr. Rienhardt, relating to uniform tax rate on motor vehicles, with the recommendation that the Bill do pass.

Mr. Rienhardt, a Senator from Gila, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Finance and Revenue, was placed on the Calendar of the Committee of the Whole.

#### REPEAL OF SALES TAX

Mr. Moore, for the Committee on Finance and Revenue, reported Senate Bill No. 158, by Mr. Angius, relating to repeal of sales tax, with the recommendation that the Bill do not pass.

Mr. Angius, a Senator from Cochise, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Finance and Revenue, was placed on the Calendar of the Committee of the Whole.

#### REFUNDS OF FUEL TAX

Mr. Moore, for the Committee on Finance and Revenue, reported Senate Bill No. 151, by Mr. Wiltbank, relating to refunds of fuel tax, with the recommendation that the Bill do pass.

Mr. Wiltbank, the Senator from Apache, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Finance and Revenue, was placed on the Calendar of the Committee of the Whole.

## WATER FOR DOMESTIC PURPOSES

Mr. Moore, for the Committee on Finance and Revenue, reported Senate Bill No. 150, by Mr. Wiltbank, relating to water for domestic purposes, with the recommendation that the Bill do not pass.

Mr. Stanton, the Senator from Greenlee, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Finance and Revenue, was placed on the Calendar of the Committee of the Whole.

## INHERITANCE AND ESTATE TAXES

Mr. Moore, for the Committee on Finance and Revenue, reported Senate Bill No. 149, by the Committee on Judiciary, relating to inheritance and estate taxes, with the recommendation that the Bill do pass.

Mr. Patterson, a Senator from Yavapai, was designated as manager of the Bill.

Mr. Rienhardt moved that the rules be suspended and Senate Bill No. 149 be placed under the order of business second reading of bills for today. The motion was agreed to.

## EXTENSION OF TIME FOR EDUCATIONAL INSTITUTIONS TO BORROW MONEY OR ISSUE BONDS

Mr. Babbitt, for the Committee on Banking and Insurance, reported Senate Bill No. 52, by Mr. Kelly, relating to extension of time for educational institutions to borrow money or issue bonds, with the recommendation that the Bill be amended as follows:

Page 2, line 1, of the original bill, strike "December 31, 1939" and insert in lieu thereof "May 1, 1937",

and as so amended the Bill do pass.

Mr. Kelly, the Senator from Graham, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Banking and Insurance, was placed on the Calendar of the Committee of the Whole.

## COMPROMISE OF TAXES

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 99, by Mr. Truman, relating to compromise of taxes, with the recommendation that the Bill do pass.

Mr. Truman, the Senator from Pinal, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

UNCLAIMED SHARES AND DIVIDENDS

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 137, by Mr. Patterson, relating to unclaimed shares and dividends, with the recommendation that the Bill do pass.

Mr. Patterson, a Senator from Yavapai, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

REVENUE BOND REFINANCING ACT OF 1937

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 54, by Mr. Kelly, relating to refinancing of revenue-producing works, as properly engrossed with the following corrections:

In section 14, page 15, line 13, strike "District" before the word "Court" and insert "Superior".

In section 13, page 14, line 8, strike the word "covenants" and insert the word "covenants".

Mr. Pomeroy moved the adoption of the corrections. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

RESIDENCE QUALIFICATION FOR RELIEF

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed House Bill No. 75, relating to residence qualification for relief.

The Bill was placed under the order of business third reading of Bills.

INHERITANCE AND ESTATE TAXES

By unanimous consent Senate Bill No. 149, by the Committee on Judiciary, relating to inheritance and estate taxes, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

REVENUE BOND REFINANCING ACT OF 1937

Senate Bill No. 54, by Mr. Kelly, relating to refinancing of revenue-producing works, was read the third and final time, and passed on roll call, which resulted: Ayes 17, not voting 2, as follows:

AYES

Angius  
Babbitt

Kelly  
Moore

Stanton  
Truman

Baker	Patterson	Wieden
Dalton	Pomeroy	Wiltbank
Hunt	Rienhardt	The President
Jones	Smith	

## NOT VOTING

Harrison	McEachren
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The President announced the signing in open session of Senate Bill No. 54, by Mr. Kelly, relating to refinancing of revenues-producing works.

## RESIDENCE QUALIFICATION FOR RELIEF

House Bill No. 75, relating to residence qualifications for relief, was read the third and final time, and passed on roll call, which resulted: Ayes 12, Noes 5, not voting 2, as follows:

## AYES

Angius	Patterson	Stanton
Babbitt	Pomeroy	Truman
Dalton	Rienhardt	Wieden
Hunt	Smith	The President

## NOES

Baker	Kelly	Wiltbank
Jones	Moore	

## NOT VOTING

Harrison	McEachren
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The President announced the signing in open session of House Bill No. 75, relating to residence qualifications for relief.

Mr. Pomeroy offered the following explanation of his vote on House Bill No. 75:

When House Bill No. 75 came up for third reading, February 17, I voted against the bill for the reason the bill prohibited the use of any of the county relief money for emergency relief cases, no matter how serious or destitute or ill the person might be, but when the motion for reconsideration, in order to amend the bill, carried, and it was amended to permit of emergency cases of relief, I am for the measure, and I therefore vote Aye.

## COMMITTEE OF THE WHOLE

Mr. Smith moved that the Senate resolve itself into Committee of the Whole for the consideration of bills on the Calendar. The motion was agreed to, and (at 11 o'clock and five minutes, a. m.) the Senate resolved itself into Committee of the Whole, with Mr. Moore in the chair.

At 12 o'clock, noon, the Committee of the Whole arose.

ADJOURNMENT

Mr. Jones moved that the Senate adjourn until Tuesday at 10 o'clock, a. m. The motion was agreed to, and (at 12 o'clock and two minutes, p. m.) the Senate adjourned until Tuesday, February 23, 1937, at 10 o'clock, a. m.

PAUL C. KEEFE,  
President.

W. J. GRAHAM,  
Secretary.

TUESDAY, FEBRUARY 23

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angiüs	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wiltbank
Hunt	Pomeroÿ	The President

The President announced that Mr. Wieden had been excused.

THE JOURNAL

By unanimous consent the reading of the Journal of Saturday, February 20, 1937, was dispensed with, and the Journal was approved.

MESSAGES FROM THE HOUSE

Messages from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed the following:

House Bill No. 94, entitled: "An act making an appropriation for the construction of buildings and for the operation and maintenance of the Arizona Children's Colony".

House Concurrent Memorial No. 2, relating to the rehabilitation of Fort Huachuca.

INTRODUCTION AND FIRST READING OF BILLS

Mr. Truman introduced Senate Bill No. 169, entitled: "An act relating to birth and death records, and providing for the protection of information contained therein".

By unanimous consent the Bill was read the first time by number and title, and laid over for one day.

Mr. Stanton introduced Senate Bill No. 170, entitled: "An act to encourage the drilling for oil within the state of Arizona, and making appropriation therefor".

By unanimous consent the Bill was read the first time by number and title, and laid over for one day.

Mr. Angius introduced Senate Bill No. 171, entitled: "An act relating to public utilities, and providing for the investigation thereof".

By unanimous consent the Bill was read the first time by number and title, and laid over for one day.

Mr. Angius moved that the rules be suspended and Senate Bill No. 171 be placed under the order of business second reading of bills for today. The motion was agreed to.

Mr. Jones introduced Senate Bill No. 172, entitled: "An act to amend and re-enact section 2910, Revised Code of Arizona, 1928, providing for the duties and powers of the state examiner; making an appropriation therefor; repealing all laws and parts of laws in conflict therewith; and declaring an emergency".

By unanimous consent the Bill was read the first time by number and title, and laid over for one day.

Mr. Jones introduced Senate Bill No. 173, entitled: "An act relating to listing property for taxation and furnishing books and records to assessor for inspection, and amending section 3075, Revised Code of Arizona, 1928, by adding a new section thereto, section 3075-A".

By unanimous consent the Bill was read the first time by number and title, and laid over for one day.

Mr. Smith introduced Senate Bill No. 174, entitled: "An act for the relief of the industrial commission of Arizona".

By unanimous consent the Bill was read the first time by number and title, and laid over for one day.

House Bill No. 94, entitled: "An act making an appropriation for the construction of buildings and for the operation and maintenance of the Arizona Children's Colony", was, by unanimous consent, read the first time by number and title, and laid over for one day.

House Concurrent Memorial No. 2, relating to the rehabilitation of Fort Huachuca, was, by unanimous consent, read the first time by number and title, and laid over for one day.

#### REFERENCE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 164, by Mr. Patterson, defining real estate and personal property, to the Committee on Judiciary.

Senate Bill No. 165, by Mr. Jones, relating to probation officers, to the Committee on Judiciary.

Senate Bill No. 166, by Mr. Jones, relating to banking code, to the Committee on Judiciary.

Senate Bill No. 167, by Mr. Kelly, relating to investment of public moneys, to the Committee on Finance and Revenue.

Senate Bill No. 168, by Mr. Patterson and Mr. Keefe, relating to old age pensions, to the Committee on Finance and Revenue.

Senate Concurrent Resolution No. 9, by Mr. Kelly, relating to corporation commission, to the Committee on Constitutional Amendments and Referendum.

Senate Concurrent Resolution No. 10, by Mr. Kelly, relating to executive department, to the Committee on State Institutions.

House Bill No. 64, relating to benefit corporations, to the Committee on Methods of Business.

#### TOWING OF WRECKED VEHICLES

Mr. Smith, for the Committee on Highways and Bridges, reported Senate Bill No. 159, by Mr. Smith, relating to towing of wrecked vehicles, with the recommendation that the Bill do pass.

Mr. Smith, the Senator from Mohave, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Highways and Bridges, was placed on the Calendar of the Committee on the Whole.

#### MINIMUM RATE OF INTEREST

Mr. Babbitt, for the Committee on Banking and Insurance, reported Senate Bill No. 112, by Mr. Patterson, relating to minimum rate of interest on deposits, with the recommendation that the Bill do pass.

Mr. Patterson, a Senator from Yavapai, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Banking and Insurance, was placed on the Calendar of the Committee on the Whole.

#### ADMINISTRATIVE REORGANIZATION ACT OF 1937

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 77, by Mr. Kelly, relating to reorganization of state departments, with the recommendation that the Bill be revised as follows:

Section 56:

Page 33, line 13: Re-number section 56 to be section 55, and re-number all subsequent sections.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

#### ADMINISTRATIVE COURT ACT OF 1937

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 76, by Mr. Kelly, creating a state court of equalization, with the recommendation that the Bill is correct as to form.

The Bill was placed under the order of business second reading of bills.

#### USE TAX ON TANGIBLE PROPERTY

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 125, by Mr. Pomeroy, relating to use tax on tangible property, with the recommendation that the Bill is correct as to form.

The Bill was placed under the order of business second reading of bills.

#### CIVIL SERVICE CODE

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 118, by Mr. Kelly, relating to civil service code, as properly engrossed with the following correction:

Page 37, line 13, strike the word "a" and insert the word "at".

Mr. Pomeroy moved the adoption of the correction. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

#### INHERITANCE AND ESTATE TAXES

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 149, by the Committee on Judiciary, relating to inheritance and estate taxes, as properly engrossed with the following corrections:

On page 3, line 15, insert the word "dollars" after the words "seventy-five thousand";

On page 5, line 14, insert the word "dollars" after the words "three million".

Mr. Pomeroy moved the adoption of the corrections. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

#### ADMINISTRATIVE REORGANIZATION ACT OF 1937

By unanimous consent Senate Bill No. 77, by Mr. Kelly, relating to reorganization of state departments, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed

and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### ADMINISTRATIVE COURT ACT OF 1937

By unanimous consent Senate Bill No. 76, by Mr. Kelly, creating a state court of equalization, was read the second time by number and title.

Mr. Babbitt moved that the Bill be amended as follows:  
Section 2:

Add subsection (f), to read:

(f) This section shall not affect the right of appeal of an aggrieved taxpayer, from any action, finding or decision of any taxing, assessing, or equalizing authority, as provided by law.

Section 4:

Amend subsection (g), to read:

(g) This section shall not be construed to affect the appellate jurisdiction, as prescribed by law, or any existing court, nor to deny any party to a controversy with the state, or with any state agency, the right of review or appeal, as now provided by law, from any final order, finding, or decision of an administrative tribunal, whether or not the same has been modified by order of the administrative court.

The motion was agreed to, and the amendments were adopted.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### USE TAX ON TANGIBLE PROPERTY

By unanimous consent Senate Bill No. 125, by Mr. Pomeroy, relating to use tax on tangible property, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### INVESTIGATION OF PUBLIC UTILITIES

By unanimous consent Senate Bill No. 171, by Mr. Angius, relating to investigation of public utilities, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

## SEATING OF MR. WIEDEN

The Sergeant-at-Arms (at 10:15 o'clock, a. m.) announced that Mr. Wieden, a Senator from Pima, had entered the Senate chamber and taken his seat.

## CIVIL SERVICE CODE

Senate Bill No. 118, by Mr. Kelly, relating to civil service code, was read the third and final time, and passed on roll call, which resulted: Ayes 13, Noes 6, as follows:

## AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Dalton	Patterson	The President
Harrison	Pomeroy	
Hunt	Smith	

## NOES

Baker	Moore	Wieden
Jones	Rienhardt	Wiltbank

The President announced the signing in open session of Senate Bill No. 118, by Mr. Kelly, relating to civil service code.

Mr. Hunt offered the following explanation of his vote on Senate Bill No. 118:

I am voting Aye on this bill because I think it is the lesser of two evils.

## INHERITANCE AND ESTATE TAXES

Senate Bill No. 149, by the Committee on Judiciary, relating to inheritance and estate taxes, was read the third and final time, and passed on roll call, which resulted: Ayes 19, as follows:

## AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The President announced the signing in open session of Senate Bill No. 149, by the Committee on Judiciary, relating to inheritance and estate taxes.

## INTRODUCTION AND FIRST READING OF BILLS

By unanimous consent the Senate reverted to the order of business introduction and first reading of bills, and Mr. Pomeroy, Mr. Jones and Mr. Wiltbank, introduced Senate Bill No. 175, entitled: "An act making an appropriation to the Colorado river

commission”.

By unanimous consent the Bill was read the first time by number and title.

Mr. Pomeroy moved that the rules be suspended and Senate Bill No. 175 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Appropriations.

#### RECESS

Mr. Patterson moved that the Senate stand at recess until 2 o'clock, p. m. The motion was agreed to, and (at 11 o'clock and fifty-five minutes, a. m.) the Senate stood at recess.

#### AFTERNOON SESSION

The President called the Senate to order at 2:15 o'clock, p. m.

#### ELECTION ACTIVITIES

The President laid before the Senate a communication from the Governor giving notice that Senate Bill No. 9, by Mr. Rienhardt, relating to electioneering at polling places on election days, had been forwarded to the Secretary of State with the Governor's approval.

#### CAPITOL BUILDING ELEVATOR

The President laid before the Senate a communication from the Governor giving notice that Senate Bill No. 47, by Mr. Rienhardt, relating to capitol building elevator, had been forwarded to the Secretary of State with the Governor's approval.

#### BONDS NOT TO BE DEBTS OF MUNICIPALITY; TIME OF TERMINATION

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 53, by Mr. Kelly, providing that bonds issued by any municipality under this act shall not be a debt of the municipality.

#### EXTENSION OF TIME FOR COUNTIES, CITIES, TOWNS, AND SCHOOL DISTRICTS TO BORROW MONEY OR ISSUE BONDS

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 55, by Mr. Kelly, relating to extension of time for counties, cities, towns, and school districts to borrow money or issue bonds.

#### EXTENSION OF TIME FOR CITIES AND TOWNS TO BORROW MONEY OR ISSUE BONDS

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 59, by Mr. Kelly, relating to extension of time for cities and towns to borrow money or issue bonds.

## FEES OF GRAZING LANDS

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 28, by Mr. Smith, relating to fees of grazing lands.

## COMMITTEE ON RULES

The President, for the Committee on Rules, submitted the following Calendar for consideration in the Committee of the Whole for today:

Senate Bill No. 49, Senate Bill No. 52, Senate Bill No. 84, Senate Bill No. 120, Senate Bill No. 100, Senate Bill No. 162, Senate Bill No. 71, Senate Bill No. 69, House Bill No. 73, and House Bill No. 70.

Mr. Kelly moved the adoption of the recommendation of the Committee on Rules. The motion was agreed to.

## COMMITTEE OF THE WHOLE

Mr. Angius moved that the Senate resolve itself into Committee of the Whole for the consideration of bills on the Calendar. The motion was agreed to, and (at 2 o'clock and twenty-five minutes, p. m.) the Senate resolved itself into Committee of the Whole, with Mr. Smith in the chair.

At 5:05 o'clock, p. m., the Committee of the Whole arose.

## ADJOURNMENT

Mr. Harrison moved that the Senate adjourn until tomorrow at 9:30 o'clock, a. m. The motion was agreed to, and (at 5 o'clock and eight minutes, p. m.) the Senate adjourned until tomorrow, Wednesday, February 24, 1937, at 9:30 o'clock, a. m.

PAUL C. KEEFE,  
President.

W. J. GRAHAM,  
Secretary.

## WEDNESDAY, FEBRUARY 24

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

### THE JOURNAL

By unanimous consent the reading of the Journal of Tuesday, February 23, 1937, was dispensed with, and the Journal was approved.

### RESIDENCE QUALIFICATION FOR RELIEF

A message from the House of Representatives, by Lallah Ruth, Chief Clerk, announced that the House had concurred in the Senate amendments to House Bill No. 75, relating to residence qualification for relief.

### MESSAGES FROM THE HOUSE

Messages from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed the following:

House Bill No. 130, entitled: "An act relating to abortion, amending section 4646, Revised Code, 1928, and adding Section 4646a".

House Bill No. 58, entitled: "An act relating to pardons and paroles, and creating the office of supervisor of parolees".

House Bill No. 23, entitled: "An act relating to the payment of taxes on motor vehicles, trailers, and semi-trailers; determining the cash value thereof; providing for the payment under protest, and for an appeal; providing for the distribution of the tax collected; granting certain exemptions; and amending chapter 31, article 5, Revised Code of 1928, by adding sections 1635a, 1635b, 1635c, 1635d, 1635e, 1635f, 1635g, and declaring an emergency".

House Concurrent Memorial No. 3, relating to the elimination of profit in war, and universal conscription.

### REPORT OF THE COMMITTEE OF THE WHOLE

Mr. Smith for the Committee of the Whole, reported Senate Bill No. 49, by Mr. Pomeroy and Mr. Kelly, relating to intangible tax; Senate Bill No. 52, by Mr. Kelly, relating to extension of time for educational institutions to borrow money or issue bonds; Senate Bill No. 84, by Mr. Babbitt, relating to amendments to water code;

Senate Bill No. 120, by Mr. Truman, relating to water rights; and Senate Bill No. 100, by Mr. Rienhardt, relating to classification of counties.

The recommendations of the Committee were:

That Senate Bill No. 49 retain its place on the Calendar.

That Senate Bill No. 52 be amended as follows:

Page 2, line 1, of the original bill: Strike the words "December 31st, 1939" and insert in lieu thereof the words "May 1st, 1937".

And as so amended, the Bill do pass.

That Senate Bill No. 84 be amended as follows:

Amend Section 2:

Page 1, line 24: Following "recreation" strike "watering wild animals,".

Amend Section 5:

Page 4, line 35: Following "original" insert "application or".

Page 4, line 36: Strike "other than", insert "in excess of".

Page 4, line 37: Following "original" insert "application or".

Page 4, lines 38 and 39: Strike "or any other right acquired through an amended permit that was not included in the original permit,".

Page 4, line 41: Following "commissioner" strike the period, insert a comma, and "otherwise the rights acquired to date from original application.".

Amend Section 6:

Page 5, line 44: Following "water" insert "appropriated for domestic, municipal or irrigation uses".

Page 6, line 31: Following "recreation" strike "watering wild animals".

Amend Section 8:

Page 7, line 11: Following "construction" insert "of proposed works".

Page 7, line 24: Following "construction" insert "of any part of the proposed works".

Page 7, line 28: Following "permit" insert "to the use of water acquired by means of works thereafter constructed".

Amend Section 11:

Page 9, lines 17 and 18: Following "requirements"

strike semi-colon, insert period and strike "matters pending and undetermined."

Amend Section 14:

Page 11, lines 41 and 42: Change caption to read "Water rights; change of place of use, point of diversion, place of storing, authorized."

Amend Section 18:

Page 14, lines 16, 17 and 18: Strike "having a vested right to the use or storage of water, or having a pending application for permit, or holding a permit, to appropriate water or construct a reservoir".

Page 16, line 15: Following "determination." add "A change of venue may be had in any action filed under this section, as provided by article 1, chapter 87, Revised Code of 1928."

Page 1, line 24: Strike "or for any other beneficial purpose".

Page 2, line 42: After the word "papers" insert the word "record".

Page 6, lines 31 and 32: Strike "and any other beneficial use".

And as so amended, the Bill do pass.

That Senate Bill No. 120 do pass.

That Senate Bill No. 100 retain its place on the Calendar.

Mr. Smith moved the adoption of the report. The motion was agreed to.

Senate Bill No. 49 retained its place on the Calendar.

Senate Bill No. 52 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 84 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 120 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 100 retained its place on the Calendar.

#### INTRODUCTION AND FIRST READING OF BILLS

Mr. Truman and Mr. Jones introduced Senate Bill No. 176, entitled: "An act relating to drilling of wells on state lands held under lease or contract of purchase, and prohibiting the drilling of wells for irrigation purposes on said lands without the written consent of the state selection board; providing for a restrictive clause to be placed in patents to state lands prohibiting the drilling of wells on said lands for the purpose of irrigation without the written consent of said state selection board; providing that the

act shall not be retroactive; and declaring an emergency”.

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

House Bill No. 130, entitled: “An act relating to abortion, amending section 4646, Revised Code, 1928, and adding section 4646a”, was, by unanimous consent, read the first time by number and title, and was laid over for one day.

House Bill No. 58, entitled: “An act relating to pardons and paroles, and creating the office of supervisor of parolees”, was, by unanimous consent, read the first time by number and title, and was laid over for one day.

House Bill No. 23, entitled: “An act relating to the payment of taxes on motor vehicles, trailers, and semi-trailers; determining the cash value thereof; providing for the payment under protest, and for an appeal; providing for the distribution of the tax collected; granting certain exemptions; and amending chapter 31, article 5, Revised Code of 1928, by adding sections 1635a, 1635b, 1635c, 1635d, 1635e, 1635f, 1635g, and declaring an emergency”, was, by unanimous consent, read the first time by number and title.

Mr. Rienhardt moved that the rules be suspended and House Bill No. 23 be placed on the Calendar of the Committee of the Whole today. The motion was agreed to.

House Concurrent Memorial No. 3, relating to the elimination of profit in war, and universal conscription, was, by unanimous consent, read the first time by number and title, and was laid over for one day.

#### REFERENCE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 169, by Mr. Truman, relating to birth and death records, to the Committee on Public Health.

Senate Bill No. 170, by Mr. Stanton, relating to drilling for oil within the state, to the Committee on Appropriations.

Senate Bill No. 172, by Mr. Jones, relating to state examiner, to the Committee on Judiciary.

Senate Bill No. 173, by Mr. Jones, relating to listing property for taxation, to the Committee on Finance and Revenue.

Senate Bill No. 174, by Mr. Smith, for the relief of industrial commission, to the Committee on Appropriations.

House Bill No. 94, relating to Arizona Children's Colony, to the Committee on Judiciary.

House Concurrent Memorial No. 2, relating to the rehabilitation of Fort Huachuca, to the Committee on State Institutions.

#### INSTITUTIONS OF HIGHER LEARNING

Mr. Dalton, for the Committee on State Institutions, reported

Senate Bill No. 90, by Mr. Wieden, relating to institutions of higher learning with the recommendation that the Bill do not pass.

The Bill, accompanied by the report of the Committee on State Institutions, was placed on the Calendar of the Committee of the Whole.

#### MOTOR VEHICLE LIABILITY INSURANCE

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 152, by Mr. Baker, relating to motor vehicle liability insurance, with the recommendation that the Bill do pass.

Mr. Baker, the Senator from Yuma, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### BOARD OF PARDONS AND PAROLES

Mr. Patterson, for the Committee on Judiciary, reported House Bill No. 18, relating to board of pardons and paroles, with the recommendation that the Bill do pass.

Mr. Patterson, a Senator from Yavapai, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### REAL ESTATE CODE

Mr. Jones, for the Committee on Methods of Business, reported House Bill No. 32, relating to real estate code, with the recommendation that the Bill do pass.

Mr. Jones, a Senator from Maricopa, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Methods of Business, was placed on the Calendar of the Committee of the Whole.

#### LICENSING OF DOGS

Mr. Patterson, for the Committee on Judiciary, reported House Bill No. 37, relating to licensing of dogs, with the recommendation that the Bill do pass.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### MIDWIVES

Mr. Truman, for the Committee on Public Health, reported Senate Bill No. 131, by Mr. Truman, relating to midwives, with the recommendation that the Bill do pass.

Mr. Truman, the Senator from Pinal, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Public Health, was placed on the Calendar of the Committee of the Whole.

#### OFFICE OF SECRETARY OF STATE

Mr. Patterson, for the Committee on Judiciary, reported Senate Joint Resolution No. 3, by Mr. Angius, relating to office of secretary of state, with the recommendation that the Resolution do pass.

Mr. Angius, a Senator from Cochise, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### ARIZONA STATE POLICE

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 160, by Mr. Angius and Mr. Babbitt, relating to Arizona state police, with the recommendation that the Bill do pass.

Mr. Angius, a Senator from Cochise, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### STATE DAIRY COMMISSIONER

Mr. Truman, for the Committee on Public Health, reported Senate Bill No. 121, by Mr. Truman, relating to state dairy commissioner, with the recommendation that the Bill do pass.

Mr. Truman, the Senator from Pinal, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Public Health, was placed on the Calendar of the Committee of the Whole.

#### HOTELS AND RESTAURANTS

Mr. Truman, for the Committee on Public Health, reported Senate Bill No. 122, by Mr. Truman, relating to hotels and restaurants, with the recommendation that the Bill do pass.

Mr. Truman, the Senator from Pinal, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Public Health, was placed on the Calendar of the Committee of the Whole.

#### PUBLIC HEALTH

Mr. Truman, for the Committee on Public Health, reported Senate Bill No. 101, by Mr. Wieden, relating to public health, with the recommendation that the Bill be amended as follows:

In lines 37 and 38, page 2, following the word "members", strike "at least one of whom shall be a woman,";

In line 38, page 2, change the word "three" to "two";

In line 41, page 2, following the word "Association" insert "one properly qualified registered professional engineer to be selected by the Governor or other appointive power from a list of three prepared and submitted by the State Board of Technical Registration for Architects, Engineers, Land Surveyors and Assayers";

In line 8, page 3, change the word "three" to "two";

In line 12, page 3, change the word "three" to "two";

In line 13, page 3, change to read as follows: "of one and five years respectively; the engineer member for the three year term, and two lay members.";

and further that any phraseology occurring elsewhere in this bill inconsistent with the above requested changes, be made so as to conform to same,

and as so amended the Bill do pass.

Mr. Wieden, a Senator from Pima, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Public Health, was placed on the Calendar of the Committee of the Whole.

#### INVESTMENT OF PUBLIC MONEYS

Mr. Moore, for the Committee on Finance and Revenue, reported Senate Bill No. 167, by Mr. Kelly, relating to investment of public moneys, with the recommendation that the Bill do pass.

Mr. Kelly, the Senator from Graham, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Finance and Revenue, was placed on the Calendar of the Committee of the Whole.

#### USE TAX ON TANGIBLE PROPERTY

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 125, by Mr. Pomeroy, relating to use tax on tangible property.

The Bill was placed under the order of business third reading of bills.

#### ADMINISTRATIVE COURT ACT OF 1937

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 76, by Mr. Kelly, creating a state court of equalization, as properly engrossed with the following correction:

Page 4, line 2, after "Session Laws of 1933," insert "regular session".

Mr. Pomeroy moved the adoption of the correction. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

#### INVESTIGATION OF PUBLIC UTILITIES

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 171, by Mr. Angius, relating to investigation of public utilities, as properly engrossed with the following correction:

Page 2, line 4, before the words "part thereof" strike "of" and insert "or".

Mr. Pomeroy moved the adoption of the correction. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

#### USE TAX ON TANGIBLE PROPERTY

Senate Bill No. 125, by Mr. Pomeroy, relating to use tax on tangible property, was read the third and final time, and passed on roll call which resulted: Ayes 13, Noes 6, as follows:

##### AYES

Angius	Jones	Smith
Babbitt	Kelly	Stanton
Baker	Moore	Truman
Harrison	Patterson	
Hunt	Pomeroy	

##### NOES

Dalton	Rienhardt	Wiltbank
McEachren	Wieden	The President

The President announced the signing in open session of Senate Bill No. 125, by Mr. Pomeroy, relating to use tax on tangible property.

#### INVESTIGATION OF PUBLIC UTILITIES

Senate Bill No. 171, by Mr. Angius, relating to investigation of public utilities, was read the third and final time, and passed on roll call, which resulted: Ayes 19, as follows:

##### AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The President announced the signing in open session of

Senate Bill No. 171, by Mr. Angius, relating to investigation of public utilities.

ADMINISTRATIVE COURT ACT OF 1937

Senate Bill No. 76, by Mr. Kelly, creating a state court of equalization, was read the third and final time, and passed on roll call, which resulted: Ayes 14, Noes 5, as follows:

AYES

Angius	Kelly	Rienhardt
Babbitt	McEachren	Smith
Baker	Moore	Stanton
Hunt	Patterson	The President
Jones	Pomeroy	

NOES

Dalton	Truman	Wiltbank
Harrison	Wieden	

The President announced the signing in open session of Senate Bill No. 76, by Mr. Kelly, creating a state court of equalization.

RECESS

By unanimous consent (at 11 o'clock and five minutes, a. m.) the Senate stood at recess, subject to the call of the gavel.

The President called the Senate to order at 11:10 o'clock, a. m.

EXTRADITION OF PERSONS CHARGED WITH CRIME

The President laid before the Senate a Communication from the Governor giving notice that Senate Bill No. 44, by Mr. Patterson, relating to extradition of persons charged with crime, had been forwarded to the Secretary of State without the Governor's signature.

COMMITTEE OF THE WHOLE

Mr. McEachren moved that the Senate resolve itself into Committee of the Whole for the consideration of bills on the Calendar. The motion was agreed to, and (at 11 o'clock and eighteen minutes, a. m.) the Senate resolved itself into Committee of the Whole, with Mr. Stanton in the chair.

At 12 o'clock, noon, the Committee of the Whole arose.

RECESS

Mr. Jones moved that the Senate stand at recess until 2 o'clock, p. m. The motion was agreed to, and (at 12 o'clock and three minutes, p. m.) the Senate stood at recess.

AFTERNOON SESSION

The President called the Senate to order at 2:20 o'clock, p. m.

## PAYMENT OF TAXES ON MOTOR VEHICLES

The President, for the Committee on Rules, reported House Bill No. 23, relating to payment of taxes on motor vehicles, with the recommendation that the Bill be placed on the Calendar of the Committee of the whole, for consideration today.

Mr. Patterson moved the adoption of the report. The motion was agreed to.

## COMMITTEE OF THE WHOLE

By unanimous consent (at 2 o'clock and twenty-five minutes, p. m.) the Senate resolved itself into Committee of the Whole for the consideration of bills on the Calendar, with Mr. Stanton in the chair.

At 4:35 o'clock, p. m., the Committee of the Whole arose.

## ADJOURNMENT

Mr. Jones moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 4 o'clock and forty minutes, p. m.) the Senate adjourned until tomorrow, Thursday, February 25, 1937, at 10 o'clock, a. m.

PAUL C. KEEFE,  
President.

W. J. GRAHAM,  
Secretary.

**THURSDAY, FEBRUARY 25**

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

**THE JOURNAL**

By unanimous consent the reading of the Journal of Wednesday, February 24, 1937, was dispensed with, and the Journal was approved.

**THE 1937 VALIDATING ACT**

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 60, by Mr. Kelly, relating to validation of bonds, etc., for public works projects.

**EXEMPTING FEDERAL HOUSING LOANS**

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 20, by Mr. Babbitt, exempting federal housing loans from the operation of other statutes, with the following amendments:

On line 4 of the engrossed copy after the word "made" strike the semi-colon and insert in lieu thereof a "comma";

On line 5 of the engrossed copy after the word "security" strike the semi-colon and insert in lieu thereof a "comma".

Mr. Babbitt moved that the Senate concur in the House amendments to Senate Bill No. 20. The motion was agreed to on roll call, which resulted: Ayes 18, not voting 1, as follows:

**AYES**

Angius	Jones	Smith
Babbitt	Kelly	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President

**NOT VOTING**

McEachren

The President announced the signing in open session of Senate Bill No. 20, by Mr. Babbitt, exempting federal housing loans from the operation of other statutes.

#### FEDERAL HOUSING NOTES OR BONDS

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 19, by Mr. Babbitt, relating to federal housing notes or bonds, with the following amendments:

On line 7 of the engrossed copy after the word "insured" strike the balance of line 7, strike lines 8 and 9 and in lieu thereof insert the following: "debentures or certificates representing notes and bonds issued, and mortgages guaranteed by the federal housing administrator shall be eligible for such purposes."

Mr. Babbitt moved that the Senate do not concur in House amendments to Senate Bill No. 19, and that a conference committee be appointed to confer with a like committee from the House concerning the matter of disagreement. The motion was agreed to, and the President designated Mr. Babbitt, Mr. Patterson and Mr. Smith, as conferees on the part of the Senate.

#### BUILDING AND LOAN ASSOCIATIONS

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 5, by the Committee on Banking and Insurance, relating to building and loan associations.

#### MESSAGES FROM THE HOUSE

Messages from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed the following:

House Bill No. 184, entitled: "An act relating to education; providing for publicity of school district budgets, and amending article 4, chapter 21, Revised Code of 1928, by adding section 1011a".

Substitute House Bill No. 84, entitled: "An act providing for the creation of the Arizona Board of Social Security and Public Welfare; fixing the powers and duties of the board; providing for its administration of the act for assistance to the needy blind of 1937, the act for assistance to dependent children of 1937, the act for old age assistance of 1937, and transferring to the state board the powers and functions of the Arizona State Board of Public Welfare and repealing chapter 35, Session Laws of 1933, and all acts or parts of acts in conflict therewith; and declaring an emergency".

#### REPORT OF THE COMMITTEE OF THE WHOLE

Mr. Stanton, for the Committee of the Whole, reported Senate Bill No. 49, by Mr. Pomeroy and Mr. Kelly, relating to intangible tax; Senate Bill No. 100, by Mr. Rienhardt, relating to classification of counties; Senate Bill No. 162, by Mr. Rienhardt, relating to uniform tax rate on motor vehicles; House Bill No. 23, relating

to tax on motor vehicles; Senate Bill No. 71, by Mr. Rienhardt, relating to creation of police pension fund; Senate Bill No. 69, by Mr. Rienhardt, relating to minimum wage of peace officers and firemen; House Bill No. 73, relating to Graham county road; and House Bill No. 70, relating to abandoning streets and alleys.

The recommendations of the Committee were:

That Senate Bill No. 49 be retained on the Calendar.

That Senate Bill No. 100 be amended as follows:

Insert in line 1 of the title, after the figures "2794", "as amended by Section 1, Chapter 3, Session Laws of 1928, Sixth Special Session".

Insert after "1928" in line 21, page 1, "as amended by Section 1, Chapter 3, Session Laws of 1928, Sixth Special Session".

Strike the words "members of the Board of Supervisors, \$3,000.00" from line 7, page 2, and insert in lieu thereof, "Chairman Board of Supervisors, \$2700.00, Members Board of Supervisors, \$2400.00 each."

Insert after the figures "\$2400.00" line 12, page 2, "Deputy County Attorney, \$3600.00".

Strike all of line 33, page 2, after the word "office" and insert in lieu thereof "Chairman Board of Supervisors, \$2,100.00, Members Board of Supervisors, \$1800.00 each".

Strike the words "Members of the Board of Supervisors, \$1500.00" in lines 14 and 15, page 3, and insert in lieu thereof "Chairman Board of Supervisors, \$1500.00, Members Board of Supervisors, \$1200.00 each".

Line 12, page 2, following the committee amendment "Deputy County Attorney \$3600.00" insert comma and add "Deputy County Assessor, \$2400.00".

Add new section to read as follows:

"County Attorneys, nor their Deputies, shall not engage in private law practice and shall devote their entire time to the duties of their office."

And as so amended, the recommendation "do pass" failed.

That Senate Bill No. 162 be amended as follows:

Line 20, page 1, strike "twenty mills" and insert in lieu thereof "three cents".

Lines 10 and 11, page 1: After the word "year" strike "the actual factory cost thereof including all accessories", and insert the following: "at the manufacturer's list price of a similar or corresponding model of the same make, plus the cost or manufacturer's list price of equipment, apparatus, hoist, other types of

body or other equipment attached to or added to the vehicle after its purchase, and not included in the manufacturer's list price of the vehicle."

Line 8, page 1: After "thereof" strike the period, insert semi-colon, and the following: "provided that such tax on any new vehicle, or any vehicle not previously registered in this state which shall be registered after the beginning of the registration year, shall be reduced by one-twelfth for every full month that shall have elapsed since the beginning of the registered year for which the registration is sought."

And as so amended, the contents of Senate Bill No. 162 be inserted in House Bill No. 23.

That House Bill No. 23 be amended by striking all after the words "An act" and inserting the provisions of amended Senate Bill No. 162 after the words "An act".

And as so amended the Bill do pass.

That Senate Bill No. 71 be amended as follows:

That section 9, subsection (c) (2), line 38, page 4, of the printed bill, be amended by the word "sixteen" being stricken and the word "eighteen" be inserted in lieu thereof.

That section 13, line 36, page 5, of the printed bill, be amended by having figure (3) stricken and the letter (e) inserted in lieu thereof.

That Section 13, line 40, page 5, of the printed bill, be amended following the word "or" the word "if" be inserted.

That section 19, line 9, page 7, of the printed bill, be amended by following the word "examination" the words "by a physician" be inserted.

That section 20, line 15, page 7, of the printed bill, be amended by having the word "not" stricken and the word "nor" inserted in lieu thereof.

Strike all of subsection (j), page 3.

Page 3, line 11, after the word "city" strike the comma and insert "coming within the jurisdiction of this act".

Page 3, line 19, after the word "sold" strike the period and insert "in cities coming within the provisions of this act".

Page 3, line 23, strike the period and insert "in cities coming within the provisions of this act".

Page 3, line 25, strike the period and insert "cities coming within the provisions of this act."

And as so amended, the Bill do pass.

That Senate Bill No. 69 be amended as follows:

Section 4, line 43, page 3, of the printed bill be amended by having the figures "\$150.00" stricken and the figures "\$175.00" inserted in lieu thereof.

That section 4, following said line on said page 3, of the printed bill, be amended by inserting "Deputy Sheriff—\$150.00 per month."

That section 4, subsection (c) line 1, page 4, following the word "third" be amended by inserting "and fourth" and when amended said line will read, "(c) Third and Fourth Class Counties."

Page 2, line 10, of the printed bill, following the word "town" insert "of more than seven thousand inhabitants as shown by the last Federal census."

And as so amended the Bill do pass.

That House Bill No. 73 be amended as follows:

At the end of section 2, strike "Highway 80" and insert "Highway 70."

And as so amended the Bill do pass.

That House Bill No. 70 do pass.

Mr. Stanton moved the adoption of the report. The motion was agreed to.

Senate Bill No. 49 retained its place on the Calendar.

Mr. Rienhardt moved that Senate Bill No. 100 be referred to the Committee on Style, Revision and Compilation. The motion was agreed to.

Senate Bill No. 162 was referred to the Committee on Style, Revision and Compilation.

House Bill No. 23 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 71 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 69 was referred to the Committee on Style, Revision and Compilation.

House Bill No. 73 was referred to the Committee on Style, Revision and Compilation.

House Bill No. 70 was placed under the order of business second reading of bills.

#### INTRODUCTION AND FIRST READING OF BILLS

Mr. Truman introduced Senate Bill No. 177, entitled: "An act relating to the operation of slot machines by others than the owners thereof".

By unanimous consent the Bill was read the first time by number and title.

Mr. Truman moved that the rules be suspended and Senate Bill No. 177 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Judiciary.

Mr. Wiltbank introduced Senate Bill No. 178, entitled: "An act relating to state lands; providing for examination of records in the office of the county recorder, and amending chapter 71, Revised Code of 1928, by adding section 2954a."

By unanimous consent the Bill was read the first time by number and title.

Mr. Patterson moved that the rules be suspended and Senate Bill No. 178 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Public Lands.

Mr. Wiltbank introduced Senate Bill No. 179, entitled: "An act relating to state land; prohibiting sub-leasing for grazing of livestock, and amending chapter 71, Revised Code of 1928, by adding section 2968a."

By unanimous consent the Bill was read the first time by number and title.

Mr. Patterson moved that the rules be suspended and Senate Bill No. 179 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Public Lands.

Mr. Rienhardt introduced Senate Bill No. 180, entitled: "An act relating to the duties of the Attorney General, the appointment and compensation of assistants."

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Smith introduced Senate Bill No. 181, entitled: "An act relating to operators' and chauffeurs' licenses and to amend sections 1654, 1655, 1656, 1657, 1658, 1659, 1660, 1661, 1662, 1633, 1665, 1666, 1667, 1668, 1669, 1670 and 1671, Chapter 31, Revised Code of 1928, and to add twenty new sections to be designated section 1671a, 1671b 1671c, 1671d, 1671e, 1671f, 1671g, 1671h, 1671i, 1671j, 1671k, 1671l, 1671m, 1671n, 1671o, 1671p, 1671q, 1671r, 1671s, 1671t."

By unanimous consent the Bill was read the first time by number and title.

Mr. Smith moved that the rules be suspended and Senate Bill No. 181 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Highways and Bridges.

Mr. Patterson introduced Senate Bill No. 182, entitled: "An act to amend Section 2, Chapter 46, Session Laws of 1935, Regular Session."

By unanimous consent the Bill was read the first time by number and title.

Mr. Patterson moved that the rules be suspended and Senate Bill No. 182 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Judiciary.

Mr. Patterson introduced Senate Bill No. 183, entitled: "An act to amend section 6, chapter 46, session laws of 1935, regular session."

By unanimous consent the Bill was read the first time by number and title.

Mr. Patterson moved that the rules be suspended and Senate Bill No. 183 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Judiciary.

Mr. Wiltbank introduced Senate Concurrent Resolution No. 11, proposing an amendment to the Constitution of Arizona relating to state lands.

By unanimous consent the Resolution was read the first time by number and title, and was laid over for one day.

Mr. Wiltbank introduced Senate Concurrent Resolution No. 12, proposing certain amendments to the Constitution of Arizona relating to state lands.

By unanimous consent the Resolution was read the first time by number and title, and was laid over for one day.

House Bill No. 184, entitled: "An act relating to education; providing for publicity of school district budgets, and amending article 4, chapter 21, Revised Code of 1928, by adding section 1011a.", was, by unanimous consent read the first time by number and title, and was laid over for one day.

Substitute House Bill No. 84, entitled: "An act providing for the creation of the Arizona Board of Social Security and Public Welfare; fixing the powers and duties of the board; providing for its administration of the act for assistance to the needy blind of 1937, the act for assistance to dependent children of 1937, the act for old age assistance of 1937, and transferring to the state board the powers and functions of the Arizona State Board of Public Welfare and repealing chapter 35, session laws of 1933, and all acts or parts of acts in conflict therewith; and declaring an emergency", was, by unanimous consent, read the first time by number and title, and was laid over for one day.

#### REFERENCE OF BILLS

The President made the following reference of bills:

Senate Bill No. 176, by Mr. Truman, relating to wells for irrigation purposes, to the Committee on Agriculture and Irrigation.

House Bill No. 58, relating to supervisor of parolees, to the Committee on Judiciary.

House Bill No. 130, relating to crime of abortion, to the Committee on Judiciary.

House Concurrent Memorial No. 3, relating to profit in war, to the Committee on Public Defense.

#### COMMITTEE ON RULES

The President, for the Committee on Rules, submitted the following Calendar for consideration in the Committee of the Whole today:

Senate Bill No. 49, Senate Bill No. 115, Senate Bill No. 117, Senate Joint Resolution No. 3, Senate Bill No. 126, House Bill No. 18, Senate Bill No. 93, Senate Bill No. 30, Senate Bill No. 98, House Bill No. 49, and Senate Bill No. 86.

Mr. Kelly moved the adoption of the recommendation of the Committee on Rules. The motion was agreed to.

#### WHO MAY DESIGNATE DEPOSITORIES

Mr. Babbitt, for the Committee on Banking and Insurance, reported Senate Bill No. 130, by Mr. Truman, relating to who may designate depositories, with the recommendation that the Bill be amended as follows:

On page 2, line 4, of the typewritten bill, after the words "United States" insert "or any federal reserve bank within or out of the state",

and as so amended the Bill do pass.

Mr. Truman, the Senator from Pinal, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Banking and Insurance, was placed on the Calendar of the Committee of the Whole.

#### BENEFIT CORPORATIONS

Mr. Jones, for the Committee on Methods of Business, reported House Bill No. 64, relating to benefit corporations, with the recommendation that the Bill do pass.

The Bill, accompanied by the report of the Committee on Methods of Business, was placed on the Calendar of the Committee of the Whole.

#### LISTING PROPERTY FOR TAXATION

Mr. Moore, for the Committee on Finance and Revenue, reported Senate Bill No. 173, by Mr. Jones, relating to listing property for taxation, with the recommendation that the Bill do pass.

Mr. Jones, a Senator from Maricopa, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Finance and Revenue, was placed on the Calendar of the Committee of the Whole.

## OLD AGE PENSIONS

Mr. Moore, for the Committee on Finance and Revenue, reported Senate Bill No. 168, by Mr. Patterson and Mr. Keefe, relating to old age pensions, with the recommendation that the Bill do pass.

Mr. Patterson, a Senator from Yavapai, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Finance and Revenue, was placed on the Calendar of the Committee of the Whole.

## REHABILITATION OF FORT HUACHUCA

Mr. Dalton, for the Committee on State Institutions, reported House Concurrent Memorial No. 2, relating to the rehabilitation of Fort Huachuca, with the recommendation that the Memorial do pass.

The Memorial, accompanied by the report of the Committee on State Institutions, was placed on the Calendar of the Committee of the Whole.

## BIRTH AND DEATH RECORDS

Mr. Truman, for the Committee on Public Health, reported Senate Bill No. 169, by Mr. Truman, relating to birth and death records, with the recommendation that the Bill do pass.

Mr. Truman, the Senator from Pinal, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Public Health, was placed on the Calendar of the Committee of the Whole.

## MOTOR VEHICLE REGULATIONS

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 16, by Mr. Smith and Mr. Dalton, relating to motor vehicle regulations, with the recommendation that the Bill be revised as follows:

Section 1. to read:

Section 1. Sec. 1629, chapter 31, Revised Code of 1928, is amended to read:

1629. MOTOR VEHICLE DIVISION. (a) The highway department shall maintain a division of motor vehicles. The state engineer, subject to the approval of the commission, shall appoint a vehicle superintendent to be the head of such division.

(b) The vehicle division shall maintain an office in the capital, and such other offices as the duties of the division may require. The superintendent may, with the consent of the state engineer, appoint a chief

clerk and such other employees as the business of the division may demand.

(c) The superintendent, and such officers, agents and employees of the division as he may designate, are denominated peace officers for the enforcement of all laws the enforcement or administration of which is vested in the superintendent or in the division. The powers of the superintendent, officers, agents and employees as peace officers are strictly limited to the enforcement of motor vehicle laws and regulations, and within such limits shall be co-extensive with the like authority of regular peace officers of the state or of the municipalities thereof, and may be exercised throughout the state.

(d) The superintendent shall prescribe rules and regulations for carrying out the provisions of this act, shall designate the necessary agencies for such purpose, and shall prepare and deliver to such agencies all forms required therefor.

(e) The superintendent, chief clerk, and such officers, agents and employees of the division as the superintendent shall designate, shall have power to administer oaths and acknowledge signatures, without fee, in any matter connected with the administration of any law the enforcement of which is vested in the superintendent of the division. The superintendent shall issue to all persons designated by him to administer oaths and acknowledge signatures a certificate of authority so to do, the original of which shall be filed in the division and a copy in the office of the secretary of state.

(f) The assessor of each county is constituted an agent of the division for the performance of acts and duties delegated to him, and the offices maintained by such county assessors are constituted county offices of the division. Fifty cents of each original registration fee shall be remitted to the county treasurer of the county in which such registration fee is collected, and placed in a special fund for the use of the assessor in carrying out the duties imposed upon him by this act. Claims against said fund shall be allowed and paid in the same manner as claims against the county are allowed and paid. The board of supervisors may order the transfer of all or any unexpended part of said fund received during a previous fiscal year into the fund for the maintenance and construction of county highways. All moneys received from the taxes herein imposed, except the portion retained for the assessor's special fund, shall be immediately transferred by the collecting officer to the superintendent, and by him to the state treasurer, who shall credit the same to the state highway fund.

Section 2, to read:

Sec. 2. Sec. 1632, chapter 31, Revised Code of 1928, is amended to read:

## 1632. REGISTRATION OF MOTOR VEHICLES.

(a) Every owner of a motor vehicle, trailer or semi-trailer, before the same is operated upon any highway in this state, shall apply to the vehicle division for a certificate of title thereto and the registration thereof.

(b) When an application, accompanied by the proper fee, has been made as herein required, such vehicle may be operated pending completion of the registration thereof, but during such period there shall be displayed, as evidence of said application, two "drive-out" number plates of a distinctive type, which shall be supplied by the county assessor, attached to the front and rear of the vehicle. At the expiration of fifteen days said plates shall be surrendered and regular license plates affixed. Any assessor issuing "drive-out" plates shall, on the day of the issuance thereof, notify the local peace officers and the nearest highway patrolman, and failure to do so shall constitute a misdemeanor. On the sixteenth day after the issuance of any such plates, if the same be not surrendered, any officer shall seize and impound the said vehicle and hold it until the regular license plates are procured and placed thereon, and the owner of such vehicle shall be guilty of a misdemeanor, except that in the case of a foreign registration or other emergency, the division shall have the right to extend said time so as to allow time for clearance of title and registration.

(c) This section shall not apply to farm tractors, road-rollers, or road machinery temporarily operating or moved upon the highway, nor to any owner permitted to operate a vehicle under special provision relating to lien holders, manufacturers, dealers and non-residents.

## Section 3:

Page 4, line 18: Strike "The", insert "(a)".

Page 4, line 19 (committee of the whole amendment): Strike "he", insert "the owner".

Page 4, line 20: Preceding "shall be" insert "It".

Page 4, line 22: Preceding "vehicle" strike "such", insert "the".

Page 5, line 5: Following "vehicle division." begin a new paragraph, and insert "(b)".

Page 5, line 12: Strike "he", insert "such dealer".

Page 5, line 13: Following "was new." strike "In the event of the", begin a new paragraph, and insert "(c) If an"; following "application" insert "is".

Page 5, line 19: Strike "or".

Page 6, line 6: Strike "in this state".

Page 6, line 7, Strike "sale", insert "title"; following "such vehicle." begin a new paragraph, and insert "(d)".

Page 6, line 10: Following "agent thereof." begin a new paragraph, and insert "(e)".  
Section 4:

Page 6, line 15: Strike "OF OWNER AND VEHICLE".

Page 7, line 9: Strike "The certificate", insert "Certificates"; strike "any"; strike "vehicle trailer", insert "vehicles, trailers".

Page 7, line 10: Strike, insert "semi-trailers".

Page 7, line 11: Preceding "have been" strike "shall", insert "which".

Page 7, line 14: Strike "vehicle".

Page 7, line 17: Strike "ever", insert "previously"; strike "vehicle".

Page 7, line 18: Strike "at any time".

Page 7, line 20: Strike "such", insert "a".

Page 7, line 21: Strike "such", insert "the"; strike "he may"; strike "a".

Page 7, line 22: Following "hearing," insert "may"; strike "acquired", insert "made".

Section 5:

Page 8, lines 5 and 6: Strike "ISSUANCE; REFUSAL; CANCELLATION".

Page 8, line 9: Strike "in", insert "on"; following "division." insert "Each".

Page 8, line 13: Following "operating" strike "such", insert "the".

Page 8, line 14: Strike "vehicle".

Page 8, line 19: Following "sought." begin a new paragraph, and insert "(b)".

Page 8, line 21: Strike "such", insert "the".

Page 8, line 22: Strike "such", insert "the".

Page 9, line 13: Preceding "The" insert "(c)"; strike "vehicle".

Page 9, line 16: Strike "and any", insert "or".

Page 9, line 17: Strike "vehicle".

Page 9, line 18: Preceding "registration" strike "The", insert "Any"; strike "of any motor vehicle, trailer or semi-trailer".

Page 9, following line 21 (committee of whole amendment): At the beginning of the paragraph insert "(d)", subsection (d), to read:

(d) Any person who: 1. issues a number plate for which a fee is required to be paid, without the presentation of a certificate of title; 2. issues a registration card unless such card carries all information required to be shown thereon, or 3. places any information on such card which does not appear on the certificate of title of the vehicle, shall be guilty of a misdemeanor. Any person who issues a number plate, without the full amount of the registration and unladen weight fee, applicable upon the date of issuance, has been paid, shall be guilty of a felony.

Section 6:

Page 10, line 4: Preceding "The vehicle" insert "(a)"; (committee of the whole amendment) following "shall furnish" strike "number-plates or pair of number-plates for which no fees are specified".

Page 10, line 5: Strike "whose vehicle shall be registered,".

Page 10, line 6: Following "semi-trailer" insert "registered,".

Page 10, line 7: Following "motor vehicle" insert "registered, and no charge shall be made therefor,".

Page 10, line 11: Strike "matters", insert "letters".

Page 10, line 12: Strike "it is"; preceding "sufficient" strike "a".

Page 10, line 14: Following "daylight." begin a new paragraph, and insert "(b)"; strike "vehicle".

Page 10, line 16: Strike "assigned to", insert "of".

Page 10, line 17: Strike " shall be or".

Page 10, line 18: Strike "vehicle".

Page 10, line 19: Strike "issued"; following "thereof" insert "issued".

Page 10, line 20: Following "fee." begin a new paragraph, and insert "(c)".

Section 7:

Page 11, line 5: Strike "NOW ATTACHED".

Page 11, line 11: Following "expire," insert "or they shall"; following "cancelled or" strike "be".

Page 11, line 15: Following "and shall be" insert "so".

Section 8, to read:

Sec. 8. Sec. 1638, Revised Code of 1928, is amended to read:

1638. CERTIFICATE NOT TO BE RENEWED; ANNUAL REGISTRATION. The certificate of title shall be valid for the life of the vehicle, so long as it is owned by the original holder thereof. Every vehicle registration shall expire on December 31 of each year and shall be renewed annually upon application by the owner and by payment of the fees required, such renewal to take effect on January 1. When application is made for renewal of registration, the owner shall exhibit to the county assessor his certificate of title to the motor vehicle, trailer or semi-trailer to be registered. An owner who previous to January 1 has made proper application for renewal of registration, but has not received the number plates or registration card for the ensuing year, may operate such vehicle upon displaying thereon the number plates assigned thereto for the preceding year, for such time, to be prescribed by the vehicle division, as it may find necessary for the issuance of new plates. The division may, upon request, issue to such applicant a certificate or card showing the applicant's right to use such number plates, for a period not to exceed thirty days.

Section 9:

Page 12, line 20: Strike "CHANGE OF OWNERSHIP;"

Page 12, line 21: Following "REGISTRATION." insert "(a)".

Page 13, lines 9 and 10: Strike "such certificate of title has been".

Page 13, line 20: Following "transferee." begin a new paragraph, and insert "(b)".

Page 13, line 21: Strike "may,"; following "proof" insert "of ownership".

Page 13, line 22: Strike "of such ownership", insert "may".

Page 14, line 3: Strike "at any time".

Page 14, line 5: Strike "such", insert "a".

Page 14, line 6: Strike "he may"; preceding "like reason" strike "a".

Page 14, line 7: Preceding "revoke" insert "may".

Page 14, line 9: Following "registered mail." begin a new paragraph, and insert "(c)".

Page 14, line 13: Strike "and", insert "or".

Page 14, line 21: Strike "provided", insert "prescribed".

Page 14, line 23: Strike "if any"; following "thereon" insert "if any."

Section 10:

Page 15, line 4: Following "OF LAW." insert "(a)".

Page 15, line 9: Strike "a new certificate of title".

Page 15, line 10: Strike "upon".

Page 15, line 13: Following "transfer" strike "or", insert "of".

Page 15, line 14: Following "such case" insert "a new certificate of title."; begin a new paragraph, and insert "(b)".

Page 15, line 19: Strike "Arizona".

Page 15, line 20: Strike "in himself"; following "registration" insert "to himself, and".

Page 15, line 22: Preceding "division" strike "vehicle".

Page 16, line 1: Following "conformity" strike "to", insert "with".

Page 16, line 3: Preceding "An administrator" insert "(c)".

Page 16, line 9: Strike "upon the highways".

Page 16, line 10: Following "storage," strike "at", insert "in".

Section 11:

Page 17, line 4: Strike "SALE OF MOTOR VEHICLE TO BE DISMANTLED; OWNER".

Page 17, line 9: Strike "such certificate so assigned", insert "the same,".

Page 17, line 20: Following "destroy" strike "such", insert "the".

Page 17, line 21: Following "possess" strike "such", insert "the".

Page 18, line 1: Preceding "permit" strike "such", insert "the".

Section 12:

Page 18, line 8: Following "owner of" strike "any", insert "a".

Page 18, line 17: Strike "of such vehicle."; strike "cases", insert "case".

Page 18, line 18: Strike "for such vehicle,".

Section 13:

Page 19, line 5: Strike "to such", insert "there-to."

Page 19, line 6: Strike "vehicle, trailer, or semi-trailer."

Page 19, line 9: Preceding "dealer" strike "such".

Page 19, line 10: Preceding "motor" strike "such".

Page 19, line 12: Strike "No", insert "but a"; preceding "title shall" insert "not".

Section 14:

Page 20, line 1: Strike "A used car dealer shall be defined as one who".

Page 20, lines 2 and 3: Strike.

Page 20, line 5: Following "parts thereof." insert "a used car dealer shall be defined as one who deals in used cars other than those taken in by a dealer in new motor vehicles in the sale of such vehicles."

Page 20, line 7: Following "division" strike "and", insert "It".

Page 20, line 12: Preceding "the place" strike "and".

Page 20, line 13: Preceding "the nature" strike "and".

Page 21, line 1: Preceding "applicant" strike "the", insert "an".

Page 21, line 3: Strike "vehicle".

Page 21, line 5: Strike "of Arizona".

Page 21, line 10: Strike "of Arizona".

Page 21, line 14: Preceding "Every such" insert "(d)", subsection (d), to read:

(d) Every such applicant shall also at the time of filing his application file a bond satisfactory to the superintendent, with a surety company authorized to do business in the state as surety. Said bond shall be in such amount, not less than one thousand dollars, as the superintendent may prescribe, shall be conditioned that the dealer will faithfully comply with all the provisions of law required of him, shall contain a warranty and guarantee that the titles to all vehicle offered for sale or sold by said dealer are, when so represented, free and clear of encumbrances in said dealer, and also conditioned that the said bond shall

be non-cancellable for the period of time co-terminous with the license to be issued to said dealer.

Section 15:

Page 23, line 5: Strike "for a license".

Page 23, line 6: Preceding "licensee" strike "the".

Page 23, line 8: Preceding "licensee" strike "Any", insert "A"; strike "one or more of his".

Page 23, line 9: Strike "places", insert "place".

Page 23, line 10: Strike "vehicle".

Section 16:

Page 24, line 4: Following "from whom" insert "any".

Page 24, line 5: Preceding "purchased" insert "was".

Page 24, line 6: Preceding "the name" strike "and".

Page 24, line 11: Preceding "to identify" strike "there".

Section 17:

Page 24, line 18: Following "MOTORS." insert "(a)".

Page 24, line 22: Strike "such vehicle or motor", insert "the same".

Page 25, line 2: Strike "except that no", insert "Any",

Page 25, line 5: Strike "need be held", insert "may be sold in".

Page 25, line 6: Strike "for a period in excess of"; strike "prior to the sale thereof."

Page 25, line 7: Strike "Such sale", begin a new paragraph, and insert "(b) The sale of any motor vehicle, motor, trailer, or semi-trailer sold under the provisions of this section".

Page 25, line 18: Strike "seizures", insert "seizure".

Section 18:

Page 26, line 5: Following "serial" strike "number".

Page 26, line 10: Strike "vehicle".

Page 26, line 12: Strike "vehicle".

Page 26, line 14: Strike "vehicle".

Page 26, line 17: Strike "therefor, and likewise".

Page 26, line 18: Preceding "the authorization" insert "upon".

Page 26, line 19: Following "thereof" insert "and"; strike "vehicle"; strike "if he shall assign".

Page 26, line 20: Strike "such serial or other identifying number to the applicant,".

Page 26, line 21: Strike "at the same time".

Page 27, line 2: Strike "thereon."

Page 27, line 3: Strike "be and"; strike "such", insert "the"; strike "thereof", insert "of the same,".

Page 27, line 4: Strike "for such vehicle.", insert "thereof."

Page 27, line 5: Preceding "delivery" insert "the"; following "delivery of" insert "any"; strike "plates to any such owner,", insert "plate".

Page 27, line 6: Preceding "owner" strike "such", insert "the"; following "peace," strike "any".

Page 27, line 7: Strike "or any".

Page 27, line 8: Preceding "member" strike "any".

Page 27, line 9: Preceding "special" strike "such", insert "said".

Page 27, line 10: Following "vehicle, and" strike "shall".

Page 27, line 11: Strike "such certificate", insert "the same".

#### Section 19:

Page 27, line 15: Preceding "A manufacturer" insert "(a)", subsection (a), to read:

(a) A manufacturer or dealer owning any vehicle of a type otherwise required to be registered may, within a distance of fifty miles from the manufacturer's or dealer's place of business, and for the sole purpose of moving, testing, demonstrating or selling said vehicle, operate the same without registering it, provided that there shall be displayed upon such vehicle in the manner prescribed in section 1637 a special plate or plates issued to such owner as herein provided. This provision shall not apply to work or service vehicles owned by a manufacturer or licensed dealer.

Page 28, line 3: Preceding "Any manufacturer" begin a new paragraph, and insert "(b)".

Page 28, line 4: Strike "vehicle".

Page 28, line 5: Strike "therefor", insert "for such purpose".

Page 28, line 7: Following "single special plates" strike "as".

Page 28, line 8: Strike "subject to registration."

Page 28, line 9: Strike "if a manufacturer,".

Page 28, line 10: Strike "also", insert "if a manufacturer,"; following "submit" insert "such".

Page 28, line 11: Strike "vehicle".

Page 28, line 12: Strike "such applicant,".

Page 28, line 13: Strike "also".

Page 28, line 15: Strike "vehicle".

Page 28, line 19: Strike "also".

Page 29, line 1: Strike "the thirty-".

Page 29, line 2: Strike "first day of"; following "December" insert "31".

Page 29, line 7: Strike "vehicle"; following "division" strike "or"; following "thereof," strike "or".

Section 20:

Page 29, line 15: Strike "upon any highway".

Page 29, line 18: Following "miles, or" strike "for".

Page 29, line 22: Strike "thereto".

Page 30, line 2: Strike "such", insert "the"; following "highway" insert "traversed,"

Section 21:

Page 30, line 12: Preceding "Any foreign" insert "(a) Except as hereinafter provided,".

Page 30, line 17: Strike "provided that", begin a new paragraph, and insert "(b)".

Page 30, line 21: Strike "of such vehicle".

Page 31, line 3: Strike "which", insert "Said".

Page 31, line 7: Strike "during said three months period."

Page 31, line 8: Strike "to be collected".

Page 31, line 9: Strike "\$3.50.", insert "three dollars and fifty cents."

Page 31, line 10: Strike "therein"; preceding "shall register" insert "in said application".

Page 31, line 11: Strike "stated in such application", insert "named"; following "assign" strike "thereto".

Page 31, line 13: Strike "such", insert "the".

Page 31, line 14: Strike "vehicle"; preceding "operated" strike "when", insert "while the same is being".

Page 31, line 15: Strike "this", insert "the"; strike "during the period for which such certificate or".

Page 31, line 16: Strike "license is issued."

Page 31, line 18: Strike "shall be", insert "is"; strike "to the vehicle", insert "for".

Page 31, line 19: Strike "division".

Page 31, line 21: Preceding "Every foreign" insert "(c)"; strike "in this state".

Page 32, line 5: Preceding "Every foreign" insert "(d)".

Page 32, line 11: Strike "but", insert "and".

Page 32, line 14: Preceding "distinctive" strike "of a", insert "which shall be"; following "distinctive" insert "in".

Page 32, line 15: Following "date" strike "it is".

Page 32, line 18: Strike "of any such vehicle"; following "operate" strike "the same", insert "any such vehicle".

Page 32, line 20: Following "shall be", strike "at all".

Page 32, line 21: Strike "times".

Page 32, line 23: Following "unless" strike "the", insert "said".

Page 33, line 1: Strike "when issued as in this section provided, shall be", insert "is".

Page 33, line 2: Strike "said", insert "the"; strike "specified", insert "prescribed".

Page 33, line 3: Strike "vehicle"; strike "Such permit issued to such non-resident owner", insert "Said permit".

Section 22:

Page 33, line 11: Strike "who is".

Section 23:

Page 33, line 17: Strike "FILING"; strike "EFFECT,".

Page 33, line 18: Strike.

Page 33, line 18: Strike.

Page 33, line 19: Preceding "No conditional" insert "(a)".

Page 33, line 20: Preceding "title" strike "or".

Page 33, line 21: Preceding "other" strike "any".

Page 34, line 6: Preceding "There shall" insert "(b)"; strike "vehicle".

Page 34, line 7: Following "evidencing" insert "any".

Page 34, line 14: Following "accompanied by" strike "an", insert "the"; following "application" strike "by", insert "of".

Page 34, line 15: Strike "in usual form".

Page 34, line 19: Strike "vehicle".

Page 34, line 21: Strike "vehicle".

Page 34, line 22: Preceding "application" strike "said", insert "the".

Page 35, line 1: Strike "in usual form,".

Page 35, line 8: Preceding "Such filing" insert "(c)", subsection (c), to read:

(c) Such filing and the issuance of a new certificate of title as provided in this section shall constitute constructive notice, to creditors of the owner or to subsequent purchasers, of all liens and encumbrances against the vehicle described therein, except such as may be authorized by law dependent upon possession. In the event the documents herein referred to are received and filed in the central office of the vehicle division within ten days after the date of execution thereof such constructive notice shall date from the time of execution, otherwise from the time of receipt and filing of the documents by the vehicle division as shown by its endorsement thereon.

Page 35, line 21: Preceding "The method" insert "(f)".

Page 36, line 2: Strike "said"; preceding "encumbrance" strike "or".

Page 36, line 3: Strike "filed, as herein provided and any documents", insert "or document".

Page 36, line 4: Following "the same" strike "are", insert "filed as herein provided, is".

Page 36, line 9: Preceding "Upon" insert "(g)", subsection (g), to read:

(g) Upon final payment being made on any lien or encumbrance recorded as provided in this section, the holder thereof shall make and deliver to the lienor or encumbrancer a satisfaction of the same. Upon delivery to the vehicle division by such lienor or encumbrancer of the certificate of title to the vehicle on which such lien or encumbrance was given, together with the satisfaction thereof, the division shall satisfy such lien or encumbrance on its records and on the certificate of title to such vehicle.

Page 36, line 19: Preceding "Hereafter" insert "(h)"; following "filing" insert "or recording".

Page 36, line 21: Preceding "title" strike "or".

Page 36, line 22: Strike "instruments or any", insert "instrument or".

Page 37, line 2: Strike "for filing or recording".

#### Section 24:

Page 37, line 9: Strike "PAYING", insert "PAYMENT OF".

Page 37, line 10: Strike.

Page 37, line 11: Preceding "Whenever" insert "(a)".

Page 37, line 15: Preceding "registration" insert "fact of".

Page 37, line 20: Following "is made." begin a new paragraph, and insert "(b)", subsection (b) to read:

(b) The full annual registration and unladen weight fee, and any other required fee, together with the penalty herein provided, shall accompany any application for the registration of a vehicle, which is filed more than thirty days subsequent to the date on which registration of such vehicle for the next preceding year expired; except that if it shall be determined, upon hearing and proof satisfactory to the superintendent, that the vehicle was not operated on the highways of this state prior to the filing of said application and the registration of said vehicle, such penalty over and above the regular fee or fees shall be refunded.

Page 38, line 13: Preceding "Every" begin a new paragraph, and insert "(c)".

Page 38, line 14: Strike "from the date the same are due".

Page 38, line 15: Following "are due" strike the period, insert a comma and "as and from the due date."; strike "vehicle", preceding "division".

Section 25:

Page 39, line 2: Strike.

Page 39, line 3: Preceding "The following" insert "(a)".

Page 39, line 13: Strike "dealer", insert "dealer's".

Page 40, line 19: Strike "trailer".

Page 40, line 21: Strike "(a)"; strike "first of any year", insert "1".

Page 40, line 22: Strike "(b)", insert "if registered"; strike "first of any year", insert "1".

Page 41, line 14: Strike "23.", insert "(b)".

Page 42, lines 1 to 8: Revise subsection (b), lines 1 to 8, inclusive, to read:

For vehicles with two axles, 1. two thousand nine hundred to four thousand pounds unladen weight, twenty cents per cwt.; 2. four thousand to six thousand pounds, twenty-five cents per cwt.; 3. six thousand to eight thousand pounds, thirty-five cents per cwt.; 4. eight thousand to ten thousand pounds, forty cents per cwt.; 5. ten thousand to twelve thousand pounds, fifty cents per cwt.; 6. twelve thousand pounds or over, fifty cents per cwt.; 7. maximum fee, sixty dollars. For vehicles with three axles, 8. two thousand nine hundred to four thousand pounds, twenty cents per cwt.; 9. four thousand to six thousand pounds, thirty-five cents per cwt.; 10. six thousand to eight thousand pounds, forty cents per cwt.; 11. eight thousand to ten thousand pounds, fifty cents per cwt.; 12. ten thousand to twelve thousand pounds, seventy cents per cwt.; 13. twelve thousand pounds or over, eighty cents per cwt.; 14. maximum fee, ninety-five dollars.

Page 42, line 9: Strike "24.", insert "(c)".

Page 42, line 19: Preceding "When any" insert "(d)".

Page 43, line 3: Preceding "Upon" insert "(e)"; following "Upon" insert "any".

Page 43, line 7: Preceding "The unladen" insert "(f)".

Page 43, line 10: Strike "which shall be".

Page 43, line 18: Strike "The money", insert "(g) All moneys".

## Section 26:

Page 44, lines 1 to 4, inclusive: Strike, and insert a new section 26, to read:

Sec. 26. SEVERABILITY. If any provision of this act be held invalid, such invalidity shall not affect other provisions which can be given effect without the invalid provision, and to this end the provisions of the act are declared to be severable.

## Section 27:

Page 44, lines 5 and 6: Strike the entire section from the bill.

The title, to read:

## AN ACT

Relating to the motor vehicle division of the state highway department; amending sections 1629, 1632, 1634, 1636, 1637, 1638, 1639, 1641, 1642, 1644 and 1647, Revised Code of 1928; section 1643a, Revised Code of 1928 (chapter 78, Session Laws of 1933), as amended; sections 1633, 1635, 1640, 1646, 1653, and 1672, Revised Code of 1928, as amended, and amending chapter 31, Revised Code of 1928, by adding sections 1640a, 1640b, 1642a, 1642b, 1643b, 1644a and 1648a.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

EXTENSION OF TIME FOR EDUCATIONAL INSTITUTIONS  
TO BORROW MONEY OR ISSUE BONDS

Mr. Pomeroy, for the Committee of Style, Revision and Compilation, reported Senate Bill No. 52, by Mr. Kelly, relating to extension of time for educational institutions to borrow money or issue bonds, with the recommendation that the Bill be revised as follows:

## Section 2:

Page 2, line 2: Strike "DECLARATION OF"; strike "AND TIME OF TAKING EFFECT.";

The title, to read:

## AN ACT

Relating to educational institutions, extending the time limit for borrowing money, and amending section 12, chapter 7, Session Laws of 1934, third special session.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

ADMINISTRATIVE REORGANIZATION ACT

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 77, by Mr. Kelly, relating to reorganization of state departments, as properly engrossed with the following correction:

Page 23, line 15, strike "have" after "shall", and insert "have" before "custody".

Mr. Pomeroy moved the adoption of the correction. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

HORSE, DOG, AND AUTOMOBILE RACING

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 133, by Mr. Stanton, relating to horse, dog, and automobile racing, with the recommendation that the Bill do pass.

Mr. Stanton, the Senator from Greenlee, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary was placed on the Calendar of the Committee of the Whole.

GAMBLING DEVICES

Mr. Patterson, for the Committee on Judiciary, reported House Bill No. 57, relating to gambling devices, with the recommendation that the Bill do pass.

Mr. Dalton, a Senator from Pima, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary was placed on the Calendar of the Committee of the Whole.

EXTENSION OF TIME FOR EDUCATIONAL INSTITUTIONS TO BORROW MONEY OR ISSUE BONDS

By unanimous consent Senate Bill No. 52, by Mr. Kelly, relating to extension of time for educational institutions to borrow money or issue bonds, was read the second time by number and title.

Mr. Patterson moved that the rules be suspended and Senate Bill No. 52 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 19, as follows:

AYES

Angius	Kelly	Smith
Babbitt	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President
Jones		

The Bill was referred to the Committee on Enrolling and Engrossing.

#### MOTOR VEHICLE REGISTRATIONS

By unanimous consent Senate Bill No. 16, by Mr. Smith and Mr. Dalton, relating to motor vehicle regulations, was read the second time by number and title.

Mr. Babbitt moved that the Bill be amended as follows:

Insert unladen weight fees as set forth in original bill.

The motion was agreed to.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### ABANDONING STREETS AND ALLEYS

By unanimous consent House Bill No. 70, relating to abandoning streets and alleys, was read the second time by number and title.

The Bill was placed under the order of business third reading of bills.

#### EXTENSION OF TIME FOR EDUCATIONAL INSTITUTIONS TO BORROW MONEY OR ISSUE BONDS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 52, by Mr. Kelly, relating to extension of time for educational institutions to borrow money or issue bonds.

The Bill was placed under the order of business third reading of bills.

#### RECESS

By unanimous consent (at 11 o'clock and five minutes, a. m.) the Senate stood at recess, subject to the call of the gavel.

The President called the Senate to order at 11:35 o'clock, a. m.

#### INTRODUCTION AND FIRST READING OF BILLS

By unanimous consent the Senate reverted to the order of business, introduction and first reading of bills, and Mr. Smith, Mr. Jones, Mr. Rienhardt, Mr. Wieden, and Mr. Wiltbank introduced Senate Memorial No. 2, relating to the proposal to reorganize the federal judiciary.

The Memorial was read the first time in full.

Mr. Patterson moved that the rules be suspended and Senate Memorial No. 2 be referred to the proper committee today.

The motion was agreed to, and the Memorial was referred to the Committee on Judiciary.

#### RECESS

Mr. Babbitt moved that the Senate stand at recess until 1 o'clock, p. m. The motion was agreed to, and (at 11 o'clock and forty minutes, a. m.) the Senate stood at recess.

#### AFTERNOON SESSION

The President called the Senate to order at 1:05 o'clock, p. m.

#### CIVIL SERVICE CODE

Mr. Truman moved that the Senate reconsider its action whereby it passed Senate Bill No. 118, by Mr. Kelly, relating to civil service code, and that the House of Representatives be requested to return the Bill to the Senate.

A call of the house was requested by Mr. Angius, Mr. Patterson and Mr. Harrison. Thereupon the President directed the Sergeant-at-Arms to bring in the absent members.

By unanimous consent (at 1 o'clock and ten minutes, p. m.) the Senate stood at recess, subject to the call of the gavel.

The President called the Senate to order at 1:23 o'clock, p. m.

Mr. Angius moved that the call of the house be dispensed with. The motion was agreed to.

Mr. Truman moved that action on the reconsideration of the passage of Senate Bill No. 118 be deferred until after the completion of the order of business, third reading of bills. The motion was agreed to.

#### COMMISSION ON INTERGOVERNMENTAL COOPERATION

The President laid before the Senate a communication from the Governor, together with a proposed Act to establish an unpaid Commission on Intergovernmental Cooperation.

#### INTRODUCTION AND FIRST READING OF BILLS

By unanimous consent the Senate reverted to the order of business, introduction and first reading of bills, and Mr. Rienhardt introduced Senate Bill No. 184, entitled: "An act to establish an unpaid commission on intergovernmental cooperation".

By unanimous consent the Bill was read the first time by number and title.

Mr. Rienhardt moved that the rules be suspended and Senate Bill No. 184 be referred to the proper Committee today. The motion was agreed to, and the Bill was referred to the Committee on Appropriations.

## ADMINISTRATIVE REORGANIZATION ACT OF 1937

Senate Bill No. 77, by Mr. Kelly, relating to reorganization of state departments, was read the third and final time and failed to pass on roll call, which resulted: Ayes 7, Noes 12, as follows:

## AYES

Angius	McEachren	The President
Harrison	Patterson	
Kelly	Smith	

## NOES

Babbitt	Jones	Stanton
Baker	Moore	Truman
Dalton	Pomeroy	Wieden
Hunt	Rienhardt	Wiltbank

Mr. Pomeroy offered the following explanation of his vote on Senate Bill No. 77:

I am in favor of the principle of this bill, and would be glad to go along with the measure should it be written to become effective January 1, 1939, at the time the constitutional amendments necessary for all other state offices would be so effected. I do not believe in piece-meal reorganization of state departments.

## EXTENSION OF TIME FOR EDUCATIONAL INSTITUTIONS TO BORROW MONEY OR ISSUE BONDS

Senate Bill No. 52, by Mr. Kelly, relating to extension of time for educational institutions to borrow money or issue bonds, was read the third and final time and passed on roll call, which resulted: Ayes 17, Noes 1, not voting 1, as follows:

## AYES

Babbitt	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wieden
Hunt	Pomeroy	Wiltbank
Jones	Rienhardt	The President
Kelly	Smith	

## NOES

Baker

## NOT VOTING

Angius

The President announced the signing in open session of Senate Bill No. 52, by Mr. Kelly, relating to extension of time for educational institutions to borrow money or issue bonds.

## CIVIL SERVICE CODE

Mr. Truman moved that the Senate now reconsider its action whereby it passed Senate Bill No. 118, by Mr. Kelly, relating to

civil service code, and that the House of Representatives be requested to return the Bill to the Senate. The motion was agreed to on roll call, which resulted: Ayes 10, Noes 9, as follows:

AYES

Baker  
Jones  
Moore  
Pomeroy

Rienhardt  
Smith  
Stanton  
Truman

Wieden  
Wiltbank

NOES

Angius  
Babbitt  
Dalton  
Harrison

Hunt  
Kelly  
McEachren  
Moore

The President

ADJOURNMENT

Mr. McEachren moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 2 o'clock and forty minutes, p. m.) the Senate adjourned until tomorrow, Friday, February 26, 1937, at 10 o'clock, a. m.

PAUL C. KEEFE,  
President.

W. J. GRAHAM,  
Secretary.

**FRIDAY, FEBRUARY 26**

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Patterson	Wieden
Dalton	Pomeroy	Wiltbank
Harrison	Moore	The President
Hunt	Rienhardt	
Jones	Smith	

**THE JOURNAL**

By unanimous consent the reading of the Journal of Thursday, February 25, 1937, was dispensed with, and the Journal was approved.

**COLORADO RIVER**

The President laid before the Senate a communication from the Governor, which was read as follows:

February 24, 1937

President of Senate:

Speaker of House of Representatives:

I have the honor to inform you that I have appointed Fred T. Colter to represent me on matters relative to the Colorado River.

Yours respectfully,

(Signed) R. C. STANFORD,  
Governor.

**SAVINGS BANKS LOANS AND INVESTMENTS**

The President laid before the Senate a communication from the Governor giving notice that Senate Bill No. 6, by the Committee on Banking and Insurance, relating to savings banks' loans and investments, had been forwarded to the Secretary of State with the Governor's approval.

**FEES OF GRAZING LANDS**

The President laid before the Senate a communication from the Governor giving notice that Senate Bill No. 28, by Mr. Smith, relating to fees of grazing lands, had been forwarded to the Secretary of State with the Governor's approval.

**BONDS NOT TO BE DEBTS OF MUNICIPALITY;  
TIME OF TERMINATION**

The President laid before the Senate a communication from

the Governor giving notice that Senate Bill No. 53, by Mr. Kelly, providing that bonds issued by any municipality under this act shall not be a debt of the municipality, had been forwarded to the Secretary of State with the Governor's approval.

#### EXTENSION OF TIME FOR COUNTIES, CITIES, TOWNS, AND SCHOOL DISTRICTS TO BORROW MONEY OR ISSUE BONDS

The President laid before the Senate a communication from the Governor giving notice that Senate Bill No. 55, by Mr. Kelly, relating to extension of time for counties, cities, towns, and school districts to borrow money or issue bonds, had been forwarded to the Secretary of State with the Governor's approval.

#### EXTENSION OF TIME FOR CITIES AND TOWNS TO BORROW MONEY OR ISSUE BONDS

The President laid before the Senate a communication from the Governor giving notice that Senate Bill No. 59, by Mr. Kelly, relating to extension of time for cities and towns to borrow money or issue bonds, had been forwarded to the Secretary of State with the Governor's approval.

#### FEDERAL HOUSING NOTES OR BONDS

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had appointed a conference committee consisting of Representatives Stauffer, Spaid, and Williams of Coconino, to confer with the committee appointed by the Senate on the matter of disagreement to House amendments to Senate Bill No. 19, by Mr. Babbitt, relating to federal housing notes or bonds.

#### CIVIL SERVICE CODE

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House was returning Senate Bill No. 118, by Mr. Kelly, relating to civil service code.

#### MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed House Bill No. 200, entitled: "An act relating to unemployment compensation, and amending sections 3, 4, 5, 6, 7, 12, 18, 19, and 22, chapter 13, Session Laws of 1936, first special session, and declaring an emergency."

#### INTRODUCTION AND FIRST READING OF BILLS

Mr. Patterson introduced Senate Bill No. 185 entitled: "An act to provide for a constitutional convention to propose a new constitution for the state of Arizona".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Stanton introduced Senate Bill No. 186, entitled: "An act for the relief of R. S. Black".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Wiltbank introduced Senate Bill No. 187, entitled: "An act relating to taxation; providing for the leasing of real property sold to the state for taxes, and amending chapter 103, Session Laws of 1931, by adding section 20a".

By unanimous consent the Bill was read the first time by number and title.

Mr. Hunt moved that the rules be suspended, and Senate Bill No. 187 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Public Lands.

Mr. Wiltbank introduced Senate Bill No. 188, entitled: "An act relating to state land, and authorizing the exchange thereof for public or private lands".

By unanimous consent the Bill was read the first time by number and title.

Mr. Hunt moved that the rules be suspended, and Senate Bill No. 188 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Public Lands.

Mr. Kelly and Mr. Pomeroy introduced Senate Bill No. 189, entitled: "An act relating to state lands, providing for the control and administration of state lands by the state land commissioner, and amending section 2947, Revised Code of 1928, as amended".

By unanimous consent the Bill was read the first time by number and title.

Mr. Pomeroy moved that the rules be suspended, and Senate Bill No. 189 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Public Lands.

Mr. Pomeroy and Mr. Kelly introduced Senate Bill No. 190, entitled: "An act relating to the investment of permanent funds of the state, and amending section 2640, Revised Code of 1928, as amended".

By unanimous consent the Bill was read the first time by number and title.

Mr. Pomeroy moved that the rules be suspended, and Senate Bill No. 190 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Public Lands.

Mr. Kelly and Mr. Pomeroy introduced Senate Bill No. 191, entitled: "An act relating to investment of permanent funds of the state in farm mortgages, and imposing upon the state land commissioner certain duties with respect to the administration thereof".

By unanimous consent the Bill was read the first time by number and title.

Mr. Pomeroy moved that the rules be suspended, and Senate Bill No. 191 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Public Lands.

Mr. Truman introduced Senate Bill No. 192, entitled: "An act relating to highways, and directing the state highway commission to designate as a state road the La Palma-Casa Grande road".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Angius introduced Senate Bill No. 193, entitled: "An act making an appropriation to the income tax division of the state tax commission, and amending section 1, chapter 80, Laws of 1935, and section 49 (d), chapter 8, laws of 1933, first special session".

By unanimous consent the Bill was read the first time by number and title.

Mr. Angius moved that the rules be suspended, and Senate Bill No. 193 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Finance and Revenue.

House Bill No. 200, entitled: "An act relating to unemployment compensation, and amending sections 3, 4, 5, 6, 7, 12, 18, 19, and 22, chapter 13, Session Laws of 1936, first special session, and declaring an emergency", was, by unanimous consent read the first time by number and title.

Mr. Pomeroy moved that the rules be suspended, and House Bill No. 200 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Judiciary.

#### REFERENCE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 180, by Mr. Rienhardt, relating to duties of attorney general, to the Committee on Judiciary.

Senate Concurrent Resolution No. 11, by Mr. Wiltbank, relating to exchange of state lands, to the Committee on Constitutional Amendments and Referendum.

Senate Concurrent Resolution No. 12, by Mr. Wiltbank, relating to encumbrances of state lands, to the Committee on Constitutional Amendments and Referendum.

House Bill No. 184, relating to school district budgets, to the Committee on Education.

Substitute House Bill No. 84, relating to board of social security and public welfare, to the Committee on Judiciary.

#### OPERATORS' AND CHAUFFEURS' LICENSES

Mr. Smith, for the Committee on Highways and Bridges, re-

ported Senate Bill No. 181, by Mr. Smith, relating to operators' and chauffeurs' licenses, with the recommendation that the Bill do pass.

Mr. Smith, the Senator from Mohave, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Highways and Bridges, was placed on the Calendar of the Committee of the Whole.

#### SUB-LEASING FOR GRAZING

Mr. Wiltbank, for the Committee on Public Lands, reported Senate Bill No. 179, by Mr. Wiltbank, relating to sub-leasing for grazing, with the recommendation that the Bill do pass.

Mr. Wiltbank, the Senator from Apache, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Public Lands, was placed on the Calendar of the Committee of the Whole.

#### WATER RIGHTS

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 120, by Mr. Truman, relating to water rights, with the recommendation that the bill be revised as follows:

Section 1:

Section 1, subsection (a) and (b), to read:

Section 1. Article 1, chapter 81, Revised Code of 1928, is amended by adding section 3289h:

3289h. CONFIRMATION OF OLD RIGHTS. (a) Any person claiming a right to the use of water initiated prior to June 12, 1919, which has not been judicially determined, and which is not involved in an action pending in which the court's judgment may affect the title to the right, may have such right confirmed by the state water commissioner, and may obtain a certificate of confirmation as provided herein.

(b) Any claimant of a water right desiring to have such right confirmed shall file with the commissioner an application which shall state the date the right was initiated, all the information required in an application for permit to make an appropriation of water, and, if a reservoir such as would pertain to the right to be confirmed has been constructed, all the information required in an application for reservoir permit. If the water was not all applied to use at the same time, the application shall state the amount used the first year and the amount used each subsequent year that the use was increased, and if used for irrigation, the description of the lands irrigated the first year and of the additional land irrigated in each

subsequent year. The application shall also state such facts as will show a compliance with the law in acquiring the right, and be accompanied by such maps and supporting data as the commissioner may require.

Page 2, line 12: Preceding "Notice of" begin a new paragraph, and insert "(c)".

Page 2, line 15: Preceding "if protest" strike "but".

Page 3, line 2: Following "being used;" strike "and", begin a new paragraph, and insert "(d)"; following "protest" strike "was", insert "is."

Page 3, line 7: Following "original application." begin a new paragraph, and insert "(e)"; following "protest" strike "was", insert "is".

Page 4, line 1: Preceding "The commissioner" begin a new paragraph, and insert "(f)".

Page 4, line 3: Following "water right." begin a new paragraph, and insert "(g), subsection (g), to read:

(g) If there shall be other users of water from the stream or other source supplying the water used under the right which has been confirmed, neither the order of the commissioner confirming the right nor the certificate of confirmation shall be regarded as a determination or adjudication of the claimant's right to the use of the water. Whenever the commissioner shall proceed to determine the relative rights of the users of water from such stream or supply, as provided in sections 3293 to 3306 inclusive, Revised Code of 1928, the owner of the right shall become a party to the proceedings in the same manner as though the proceedings provided in this section were never had, and upon the issuance of the certificate of water right, as provided in section 3303, Revised Code of 1928, the commissioner shall cancel the certificate confirming the right and on the record thereof make a notation of such cancellation. Upon the filing with him for record of the commissioner's order of cancellation the recorder shall make a notation on the record of said certificate of confirmation of the cancellation of the same.

Section 2:

That Section 2 be stricken from the Bill.

The title, to read:

#### AN ACT

Relating to water, and amending article 1, chapter 81, Revised Code of 1928, by adding section 3289h.

Mr. Pomeroy moved the adoption of the report. The motion

was agreed to, and the Bill was placed under the order of business second reading of bills.

#### STATE LAND RECORDS

Mr. Wiltbank, for the Committee on Public Lands, reported Senate Bill No. 178, by Mr. Wiltbank, relating to state land records, with the recommendation that the Bill do pass.

Mr. Wiltbank, the Senator from Apache, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Public Lands, was placed on the Calendar of the Committee of the Whole.

#### WATER RIGHTS

By unanimous consent Senate Bill No. 120, by Mr. Truman, relating to water rights, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### ABANDONING STREETS AND ALLEYS

House Bill No. 70, relating to abandoning streets and alleys, was read the third and final time, and passed on roll call, which resulted: Ayes 18, not voting 1, as follows:

##### AYES

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wieden
Hunt	Pomeroy	The President

##### NOT VOTING

Wiltbank

The President announced the signing in open session of House Bill No. 70, relating to abandoning of streets and alleys.

#### CIVIL SERVICE CODE

Mr. Kelly moved that Senate Bill No. 118, by Mr. Kelly, relating to civil service code, be placed before the Senate for action. The motion was agreed to.

Mr. Truman moved that the Bill be amended as follows:

Amend Sec. 4 (b), page 3, line 32, (printed bill), by striking the semi-colon after the word "governor" and inserting the following:

" , or legislature, or any branch thereof, or desig-

nated by any elective officer, officers or commission as the head of any department established by such officer, officers or commission to carry out a part of the duties as imposed by law upon such officer, officers or commission."

The motion was agreed to, and the amendment was adopted.

Mr. Wieden moved that the Bill be further amended as follows:

Section 22:

Line 12, page 13 (printed bill), following the word "certified," add: "If two or more persons on any register from which certification is to be made have equal standing, higher than that of any other person on the same register, and one of said persons of highest standing is: 1. an honorably discharged soldier, sailor, or marine, 2. the widow of such, 3. the wife of a disabled soldier, sailor, or marine, or, 4. an army or navy nurse, such person shall be given preference, provided that such person, other than a widow or wife, served in the military or naval forces of the United States during a war or campaign".

The motion was agreed to, and the amendment was adopted.

Mr. Wieden moved that Sec. 48 be stricken in its entirety. The motion was lost.

Mr. Dalton moved that the Bill be further amended as follows:

On page 4, line 13 (printed bill), insert after the word "service", the following: "11. Attorneys employed as deputies or assistants in the office of the attorney general."

The motion was agreed to, and the amendment was adopted.

Mr. Rienhardt moved that the Bill be further amended as follows:

On page 4, line 25, strike the words "or on his own motion".

The motion was agreed to, and the amendment was adopted.

Mr. Rienhardt moved that the Bill be further amended as follows:

On page 18, line 18, after the word "service", strike all the remainder of the line and all of line 19, and insert in lieu thereof "who shall be elected as are other state officers".

The motion was lost.

The Bill was re-referred to the Committee on Enrolling and Engrossing.

## PRIVILEGES OF THE FLOOR

Mr. Jones called attention to the presence in the gallery of Mr. Minotto, former member of the Senate from Maricopa county. The President designated Mr. Jones to escort Mr. Minotto to the floor of the Senate.

## COMMITTEE OF THE WHOLE

Mr. Angius moved that the Senate resolve itself into Committee of the Whole for the consideration of bills on the Calendar. The motion was agreed to, and (at 11 o'clock and five minutes, a. m.) the Senate resolved itself into Committee of the Whole, with Mr. Hunt in the chair.

At 11:55 o'clock, a. m., the Committee of the Whole arose.

## RECESS

Mr. Angius moved that the Senate stand at recess until 2 o'clock p. m. The motion was agreed to, and (at 11 o'clock and fifty-seven minutes, a. m.) the Senate stood at recess.

## AFTERNOON SESSION

The President called the Senate to order at 2:20 o'clock, p. m.

## COMMITTEE OF THE WHOLE

By unanimous consent (at 2 o'clock and twenty-five minutes, p. m.) the Senate resolved itself into Committee of the Whole for the consideration of bills on the Calendar, with Mr. Hunt in the chair.

At 3:30 o'clock, p. m., the Committee of the Whole arose.

## ADJOURNMENT

Mr. Angius moved that the Senate adjourn until tomorrow at 9:30 o'clock a. m. The motion was agreed to, and (at 3 o'clock and thirty-five minutes, p. m.) the Senate adjourned until tomorrow, Saturday, February 27, 1937, at 9:30 o'clock, a. m.

PAUL C. KEEFE,

President.

W. J. GRAHAM,  
Secretary.

**SATURDAY, FEBRUARY 27**

The Senate met at 10:20 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Jones	Smith
Babbitt	Kelly	Stanton
Baker	McEachren	Truman
Dalton	Moore	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President

The President announced that Mr. Patterson had been excused.

**THE JOURNAL**

By unanimous consent the reading of the Journal of Friday, February 26, 1937, was dispensed with, and the Journal was approved.

**EXECUTIVE NOMINATION**

The President laid before the Senate a communication, which was read as follows:

February 27, 1937

Mr. President  
of the Thirteenth State Senate  
and the State Senate  
of the Thirteenth Legislature  
in Regular Session Convened

State House  
Phoenix, Arizona

Gentlemen:

For confirmation by your honorable body I am submitting herewith the name of R. F. Feland, whom I have appointed as Superintendent of Bureau of Criminal Identification succeeding Mr. J. F. McDonald.

This appointment was made today to become effective March 5, 1937.

Very truly yours,

(Signed) R. C. STANFORD,  
Governor.

Mr. Angius moved that the communication be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Judiciary.

**MESSAGES FROM THE HOUSE**

Messages from the House of Representatives, by Lallah Ruth,

its Chief Clerk, announced that the House had passed the following:

House Joint Memorial No. 5, relating to the establishment of a southwestern wild life experiment station.

House Bill No. 68, entitled: "An act relating to taxation, and amending sections 16 and 36, chapter 8, Session Laws of 1933, first special session, and declaring an emergency".

House Bill No. 168, entitled: "An act authorizing the United States Commissioner of fisheries and his duly authorized agents the right to conduct fish hatching and fish culture and all operations connected therewith".

#### EXTENSION OF TIME FOR EDUCATIONAL INSTITUTIONS TO BORROW MONEY OR ISSUE BONDS

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 52, by Mr. Kelly, relating to extension of time for educational institutions to borrow money or issue bonds, with the following amendment:

Page 1, line 13, before the comma insert "prior to February 26, 1937".

Mr. Babbitt moved that the Senate concur in the House amendment to Senate Bill No. 52. The motion was agreed to on roll call, which resulted: Ayes 18, not voting 1, as follows:

#### AYES

Angius	Jones	Smith
Babbitt	Kelly	Stanton
Baker	McEachren	Truman
Dalton	Moore	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President

#### NOT VOTING

Patterson

The President announced the signing in open session of Senate Bill No. 20, by Mr. Babbitt, exempting federal housing loans from the operation of other statutes.

#### FEDERAL HOUSING NOTES OR BONDS

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had adopted the report of the joint conference committee on Senate Bill No. 19, by Mr. Babbitt, relating to federal housing notes or bonds.

#### REPORT OF THE COMMITTEE OF THE WHOLE

Mr. Hunt, for the Committee of the Whole, reported Senate Bill No. 49, by Mr. Pomeroy and Mr. Kelly, relating to intangible tax; Senate Bill No. 115, by Mr. Patterson, relating to reimburse-

ment of general fund; Senate Bill No. 117, by Mr. Jones, relating to agricultural cooperative associations; Senate Point Resolution No. 3, by Mr. Angius, relating to office of secretary of state; Senate Bill No. 126, by Mr. Wiltbank, relating to county officers' charges; House Bill No. 18, relating to board of pardons and paroles; Senate Bill No. 93, by Mr. Wieden, relating to appropriation for attorney general; Senate Bill No. 30, by Mr. Jones, for the relief of Thomas A. Flynn; Senate Bill No. 98, by Mr. Jones, relating to public accountancy; House Bill No. 49, relating to private employment agents; and Senate Bill No. 86, by Mr. Rienhardt, relating to salaries of industrial commissioners.

The recommendations of the Committee were:

That Senate Bill No. 49 be amended as follows:

After the words "Class 1" on line 36, page 6 of the printed bill, strike the word "three" and insert the word "one".

After the words "Class 2" in line 37, page 6 of the printed bill, strike the word "five" and insert the word "two".

After the words "Class 4" in line 45, page 6 of the printed bill, strike the word "six" and insert the word "four".

After the words "Class 5" in line 1, page 7 of the printed bill, strike the word "six" and insert the word "two".

After the word "the" in line 23 on page 9 of the printed bill, insert the word "total".

After the word "behalf" in line 36, page 9 of the printed bill, insert the following sentence: "Every commercial bank, savings bank, trust company, or other banking institution and every building and loan association, investment company and dealer in securities, insurance company, or other company or association receiving or accepting deposits shall at all times keep on file a record of its depositors showing their deposits as of the date of the levy of the tax herein provided for, to which record the commission shall at all times have access."

After the word "business" in line 16, page 11 of the printed bill, strike out all of the balance of subsection (b) which provides that a corporation shall pay the tax on behalf of the respective owners.

On line 19, page 12 of the printed bill, after the word "payable" insert the words "which may be and".

On line 24, page 15 of the printed bill, strike the words "twice the amount of the unpaid tax." and insert in lieu thereof the words "the amount of ten per cent of the unpaid tax."

In line 24, page 15 of the printed bill, strike the

word "amount", being the third word from the end of the line, and insert "sum"; and in line 25 strike the word "interest", being the third word in said line.

Insert after the word "paid" in line 31, page 18 of the printed bill, the words: "Each county recorder in the state shall immediately after the effective date of this act be advised by the commission as to what classes of instruments evidencing intangible property are not subject to the taxes imposed by this act whether by reason of their ownership or otherwise".

In line 5 on page 19 of the printed bill, after the word "brought", insert the words "or that the same is not taxable under this act".

Strike out all of subsection (b), (section 36), beginning on line 34, page 19 of the printed bill.

In line 24, page 20, strike "Maricopa county" and insert "the county of his residence or the county of his business situs."

In line 38, page 21 of the printed bill, strike the word "less" and insert in lieu thereof the word "more"; strike the word "one" (being the fifth word in said line), and insert in lieu thereof the word "three"; strike out of lines 38 and 39 the words "nor more than one thousand"; on line 39, after the word "dollars", insert the word "and" and strike out the words "three years" and insert in lieu thereof the words "six months".

In line 9, on page 22 of the printed bill, strike out the word "authenticates", and on line 10, page 22 of the printed bill, strike out the word "authenticated".

On page 6, line 36, strike "two" and insert in lieu thereof "one".

On page 6, line 37, after the words "Class 2", strike "four", and insert in lieu thereof "two".

On page 7, line 1, after the words "Class 5", strike "four" and insert in lieu thereof "two".

And as so amended, the Bill be indefinitely postponed.

That Senate Bill No. 115 do pass.

That Senate Bill No. 117 be amended as follows:

On page 1, line 2: Strike "on" and insert "a".

On page 1, line 5: Strike "and" and insert "end".

On page 1, line 6: Strike "should" and insert "shall".

On page 1, line 26: Strike "(a)", and insert in lieu thereof "(e)".

On page 2, line 6: Strike "producer" and insert "producers".

Page 2, line 25, before the word "grading" insert the word "ginning".

Page 3, line 1: Strike the colon (:) and insert semi-colon (;).

Page 3, line 4: Strike the colon (:) and insert semi-colon (;).

Page 3, line 7: Strike "(a)" and insert "(e)".

Page 4, line 39: Strike the period (.) and insert semi-colon (;).

Page 5, line 35: Strike "conductive" and insert in lieu thereof the word "conducive".

Page 5, line 40: Correct the spelling of the word "otherwise".

Page 6, line 5: After the word "active" insert a comma.

Page 8, line 20: Strike "beheld", insert "be held".

Page 9, line 5: Strike the semi-colon (;), and insert a colon (:).

Page 9, line 45: After the word "power" insert the word "voting".

Page 10, line 16: Strike the word "officer" and insert "officers".

Page 10, line 36: Before the word "contrary" insert the words "to the".

Page 12, line 5: Strike "of" and insert "or".

Page 12, line 19: Strike the semi-colon (;) and insert a colon (:).

Page 12, line 21: Strike the colon (:), and insert a semi-colon (;).

Page 12, line 37: Strike the word "fee" and insert "fees".

Page 13, line 18: Strike "one thousand" and insert "three hundred".

Page 14, line 45: Strike "services" and insert the word "service".

Page 16, line 24: Correct the spelling of the word "application".

Page 16, line 28: Strike "and" and insert "end".

Page 16, line 44: Insert "first day of July one thousand nine hundred and thirty-seven".

## JOURNAL OF THE SENATE

And as so amended, the Bill do pass.

That Senate Joint Resolution No. 3 be indefinitely postponed.

That Senate Bill No. 126 do pass.

That House Bill No. 18 do pass.

That Senate Bill No. 93 be amended as follows:

Strike out Section one (1) in its entirety and in lieu thereof insert the following:

Section 1. There is hereby appropriated from any fund in the State Treasury not otherwise appropriated the sum of six thousand three hundred and twenty-five dollars for the use of the attorney general to be expended as follows:

## SALARIES:

1—Deputy Corporation Attorney.....	\$1,332.00	
1— " Constitutional Attorney....	850.00	
1— " Legislative Attorney.....	500.00	
3—Stenographers @ \$150.00 per month for 5 months .....	2,250.00	
<b>TOTAL SALARIES .....</b>		<b>\$4,932.00</b>

## TRAVEL:

Transportation and Subsistence .....	200.00	
<b>TOTAL TRAVEL.....</b>		<b>200.00</b>

## OPERATION:

Telephone and Telegraph and other delinquent bills .....		478.00
<b>TOTAL OPERATION.....</b>		<b>478.00</b>

## CAPITAL INVESTMENT:

3—Typewriters .....	330.00	
3—Typewriter desks and chairs .....	135.00	
4—Steel Filing Cabinets (lock).....	250.00	
<b>TOTAL CAPITAL INVESTMENT .....</b>		<b>715.00</b>
<b>TOTAL APPROPRIATION .....</b>		<b>\$6,325.00</b>

And as so amended, the Bill do pass.

That Senate Bill No. 30 be amended as follows:

Page 1, line 1: After the word "of" strike the words "one thousand five hundred dollars", and insert in lieu thereof "one thousand two hundred and fifty dollars".

And as so amended, the Bill do pass.

That Senate Bill No. 98 be amended as follows:

Amend Section 4 by striking the word "man" and inserting in lieu thereof the word "shall" line 26, page 2 of the printed bill, next to last word in the line.

Amend Section 4 by inserting after line 1, page 3 of the printed bill, the following: "is, on the effective date of this act recognized and admitted to practice as an agent before the Treasury Department of the United States; provided, however, that such person is a bona fide resident of the state of Arizona and maintains an office for the practice of his profession in the state".

On page 3, line 37, strike the word "five" and insert in lieu thereof the word "ten".

And as so amended, the Bill do pass.

That House Bill No. 49 be amended as follows:

Section 4. SEVERABILITY. If any provision of this act be held invalid, such invalidity shall not affect other provisions which can be given effect without the invalid provision, and to this end the provisions of the act are declared to be severable."

That sections 4 and 5 of the original bill be renumbered to read sections 5 and 6 respectively.

And as so amended, the Bill do pass.

That Senate Bill No. 86 do pass.

Mr. Hunt moved the adoption of the report. The motion was agreed to.

Mr. Pomeroy moved that Senate Bill No. 49 be re-referred to the Committee on Finance and Revenue. The motion was agreed to.

Senate Bill No. 115 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 117 was referred to the Committee on Style, Revision and Compilation.

The President put the question "Shall Senate Joint Resolution No. 3 be indefinitely postponed?", which was decided in the negative on roll call, which resulted: "Ayes 6, Noes 12, not voting 1, as follows:

AYES

Jones  
McEachren

Moore  
Rienhardt

Stanton  
Truman

NOES

Angius  
Babbitt  
Baker  
Dalton

Harrison  
Hunt  
Kelly  
Pomeroy

Smith  
Wieden  
Wiltbank  
The President

## NOT VOTING

Patterson

Mr. McEachren moved that the Resolution be re-referred to the Committee on Appropriations. The motion was lost.

Mr. Angius moved that the Resolution be referred to the Committee on Style, Revision and Compilation. The motion was agreed to.

Senate Bill No. 126 was referred to the Committee on Style, Revision and Compilation.

House Bill No. 18 was placed under the order of business second reading of bills.

Senate Bill No. 93 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 30 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 98 was referred to the Committee on Style, Revision and Compilation.

House Bill No. 49 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 86 was referred to the Committee on Style, Revision and Compilation.

## INTRODUCTION AND FIRST READING OF BILLS

Mr. Babbitt introduced Senate Bill No. 194, entitled: "An act relating to daylight saving, and providing for the adoption thereof by incorporated cities and towns".

By unanimous consent the Bill was read the first time by number and title.

Mr. Babbitt moved that the rules be suspended and Senate Bill No. 194 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Municipalities.

Mr. Babbitt introduced Senate Bill No. 195, entitled: "An act authorizing the United States Commissioner of Fisheries and his duly authorized agents the right to conduct fish hatching and fish culture and all operations connected therewith."

By unanimous consent the Bill was read the first time by number and title.

Mr. Babbitt moved that the rules be suspended and Senate Bill No. 195 be deleted. The motion was agreed to.

House Bill No. 68, entitled: "An act relating to taxation, and amending sections 16 and 36, chapter 8, session laws of 1933, first special session and declaring an emergency", was, by unanimous consent, read the first time by number and title, and was laid over for one day.

House Bill No. 168, entitled: "An act authorizing the United States Commissioner of Fisheries, and his duly authorized agents the right to conduct fish hatching and fish culture and all operations connected therewith", was read the first time in full.

Mr. Rienhardt moved that the rules be suspended and House Bill No. 168 be placed under the order of business second reading of bills today. The motion was agreed to.

House Joint Memorial No. 5, relating to the establishment of a southwestern wild life experiment station, was, by unanimous consent, read the first time by number and title, and was laid over for one day.

#### REFERENCE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 185, by Mr. Patterson, relating to constitutional convention, to the Committee on Constitutional Amendments and Referendum.

Senate Bill No. 186, by Mr. Stanton, relating to the relief of R. S. Black, to the Committee on Appropriations.

Senate Bill No. 192, by Mr. Truman, relating to LaPalma-Casa Grande road, to the Committee on Highways and Bridges.

#### DEPARTMENT OF FINANCE

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 82, by Mr. Angius, relating to establishment of a department of finance, with the recommendation that the Bill do pass.

Mr. Angius, a Senator from Cochise, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### CITIZENSHIP, STATE, AND FEDERAL CONSTITUTIONS

Mr. Harrison, for the Committee on Education, reported Senate Bill No. 134, by Mr. Kelly, relating to citizenship, state and federal constitutions, with the recommendation that the Bill do pass.

Mr. Kelly, the Senator from Graham, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Education, was placed on the Calendar of the Committee of the Whole.

#### DUTIES OF ATTORNEY GENERAL

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 180, by Mr. Rienhardt, relating to duties of attorney general, with the recommendation that the Bill do pass.

Mr. Rienhardt, a Senator from Gila, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### RESEARCH INTO BASIC LAWS

Mr. Patterson, for the Committee on Judiciary, reported House Joint Resolution No. 3, relating to research into basic laws, with the recommendation that the Resolution do pass.

The Resolution, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### NOMINATIONS OTHERWISE THAN BY PRIMARY

Mr. Patterson, for the Committee on Judiciary, reported House Bill No. 112, relating to nominations otherwise than by primary, with the recommendation that the Bill do pass.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### OUT-OF-STATE PAROLEE SUPERVISION

Mr. Patterson, for the Committee on Judiciary, reported House Bill No. 79, relating to out-of-state parolee supervision, with the recommendation that the Bill do pass.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### DRIVING UNDER INFLUENCE OF LIQUOR

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 138, by Mr. Rienhardt, relating to driving under influence of liquor, with the recommendation that the Bill do pass.

Mr. Rienhardt, a Senator from Gila, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### INCOME TAX DIVISION

Mr. Moore, for the Committee on Finance and Revenue, reported Senate Bill No. 193, by Mr. Angius, relating to income tax division, with the recommendation that the Bill do pass.

Mr. Angius, a Senator from Cochise, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Finance and Revenue, was placed on the Calendar of the Committee of the Whole.

## EXECUTIVE DEPARTMENT

Mr. Dalton, for the Committee on State Institutions, reported Senate Concurrent Resolution No. 10, by Mr. Kelly, relating to executive department, with the recommendation that the Bill be amended as follows:

That Section 1 be amended by adding the following paragraph:

"If at the same election at which this amendment is voted upon, there shall be approved an amendment to the Constitution extending the term of Governor, but otherwise not conflicting with this amendment, the term of Governor shall be extended accordingly, irrespective of which of said amendments shall receive the highest vote, and similarly this amendment, except as aforesaid, shall, if approved, be of full force and effect."

And as so amended the Resolution do pass.

Mr. Kelly, the Senator from Graham, was designated as manager of the Resolution.

The Resolution, accompanied by the report of the Committee on State Institutions, was placed on the Calendar of the Committee of the Whole.

## FARM MORTGAGES

Mr. Wiltbank, for the Committee on Public Lands, reported Senate Bill No. 191, by Mr. Kelly and Mr. Pomeroy, relating to farm mortgages, with the recommendation that the Bill do pass.

Mr. Hunt, a Senator from Cochise, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Public Lands, was placed on the Calendar of the Committee of the Whole.

## PERMANENT FUNDS OF STATE

Mr. Wiltbank, for the Committee on Public Lands, reported Senate Bill No. 190, by Mr. Kelly and Mr. Pomeroy, relating to permanent funds of state, with the recommendation that the Bill do pass.

The Bill, accompanied by the report of the Committee on Public Lands, was placed on the Calendar of the Committee of the Whole.

## ADMINISTRATION OF STATE LANDS

Mr. Wiltbank, for the Committee on Public Lands, reported Senate Bill No. 189, by Mr. Kelly and Mr. Pomeroy, relating to administration of state lands, with the recommendation that the Bill do pass.

Mr. Baker, the Senator from Yuma, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Public Lands, was placed on the Calendar of the Committee of the Whole.

#### EXCHANGE OF STATE LANDS

Mr. Wiltbank, for the Committee on Public Lands, reported Senate Bill No. 188, by Mr. Wiltbank, relating to exchange of state lands, with the recommendation that the Bill do pass.

Mr. Baker, the Senator from Yuma, and Mr. Hunt, a Senator from Cochise, were designated as managers of the Bill.

The Bill, accompanied by the report of the Committee on Public Lands, was placed on the Calendar of the Committee of the Whole.

#### LEASING OF PROPERTY SOLD FOR TAXES

Mr. Wiltbank, for the Committee on Public Lands, reported Senate Bill No. 187, by Mr. Wiltbank, relating to leasing of property sold for taxes, with the recommendation that the Bill do pass.

Mr. Hunt, a Senator from Cochise, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Public Lands, was placed on the Calendar of the Committee of the Whole.

#### ADDITION TO STATE CAPITOL

Mr. McEachren, for the Committee on Appropriations, reported House Bill No. 92, relating to addition to state capitol, with the recommendation that the Bill be amended as follows:

On page 2, following sub-section (b) of Section 2, add the following new sub-section "(c) The appropriations herein provided shall become available immediately upon the passage and approval of this act, irrespective of the provisions of section 2616, Revised Code of 1928."

And as so amended the Bill do pass.

Mr. Kelly, the Senator from Graham, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

#### APPROPRIATIONS OF HIGHWAY DEPARTMENT

Mr. McEachren, for the Committee on Appropriations, reported House Bill No. 44, relating to appropriations of highway department, with the recommendation that the Bill do pass.

Mr. McEachren, a Senator from Gila, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

## RELIEF OF H. A. YANCY

Mr. McEachren, for the Committee on Appropriations, reported Senate Bill No. 136, by Mr. Pomeroy, for the relief of H. A. Yancy, with the recommendation that the Bill do pass.

Mr. Pomeroy, a Senator from Maricopa, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

## DRILLING FOR OIL WITHIN STATE

Mr. McEachren, for the Committee on Appropriations, reported Senate Bill No. 170, by Mr. Stanton, relating to drilling for oil within state, with the recommendation that the Bill do not pass.

Mr. Stanton, the Senator from Greenlee, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

## DEPARTMENT OF LIBRARY AND ARCHIVES

Mr. McEachren, for the Committee on Appropriations, reported House Bill No. 90, relating to department of library and archives, with the recommendation that the bill be amended as follows:

On page 3, line 34, after the word "state", insert the following words: "and of the counties and incorporated cities and towns thereof,"

On page 4, line 3, strike out the period and insert a comma, and add the following words "and in no event shall any such official destroy or otherwise dispose of any obsolete or non-current records or archives, but shall, in case it is desired to dispose of any thereof to transmit the same to the department of library and archives which shall have the authority and duty to preserve such as possess a historical value and destroy the remainder."

On page 6, line 7, strike out the following sentence: "The director shall be elected by the legislature in joint session."

On page 6, line 14, after the word "receive" strike out "forty-two hundred" and in lieu thereof insert the following: "five thousand".

Mr. Kelly the senator from Graham, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

## WELLS FOR IRRIGATION PURPOSES

Mr. Baker, for the Committee on Agriculture and Irrigation, reported Senate Bill No. 176, by Mr. Truman, relating to wells for irrigation purposes, with the recommendation that the Bill do pass.

Mr. Jones, a Senator from Maricopa, and Mr. Truman, the Senator from Pinal, were designated as managers of the Bill.

The Bill, accompanied by the report of the Committee on Agriculture and Irrigation, was placed on the Calendar of the Committee of the Whole.

## UNEMPLOYMENT COMPENSATION

Mr. Rienhardt, for the Committee on Judiciary, reported House Bill No. 200, relating to unemployment compensation, with the recommendation that the Bill be amended as follows:

In every instance where the House took out the word "act" and placed in the bill the word "law" the same is to be stricken and the word "act" reinserted as follows:

- Page 1, line 5;
- Page 2, line 35;
- Page 4, line 31;
- Page 7, line 16;
- Page 7, line 45;
- Page 8, line 40;
- Page 10, lines 6 and 14;
- Page 11, lines 11 and 25;
- Page 12, lines 10 and 35;
- Page 14, line 22;
- Page 15, line 5, and 2 instances in line 43;
- Page 16, lines 9 and 34;
- Page 17, lines 1, 21, 25 and 44;
- Page 18, lines 3, 19 and 22;
- Page 19, lines 2, 7 and 18;
- Page 20, lines 22, 24, 29, 35 and 37;
- Page 21, line 44;
- Page 22, lines 5, 9, 13 and 15;

(Note: Restoration of this word is necessary in order to make the act conform to chapter 13, Session Laws of 1936, first special session.)

Page 7, line 13, following the word "Congress" strike "or under the laws of the State of Arizona";

Page 13, line 39, strike "2.7" and insert "3.6";

Strike all of lines 18, 19, 20, 21, 22 and 23, page 15, and insert in lieu thereof the following:

"The commission is directed to appoint the director of the Arizona state employment service with the approval of and in accordance with the regulation prescribed by the director of the United States employment service. The tenure of office of said director shall be in accordance with such uniform regulations as are prescribed by the United States employment service and, the appointment of the other personnel of the state employment service shall be made by the director of the Arizona state employment service in accordance with the regulations prescribed by the director of the United States employment service.";

Page 21, line 3, strike the word "five-sixths" and insert in lieu thereof "six-fifths";

Strike all of lines 5, 6, 7, 8 and 9, of page 21;

and as so amended the Bill do pass.

Mr. Babbitt, the Senator from Coconino, Mr. Smith, the Senator from Mohave, and Mr. Rienhardt, a Senator from Gila, were designated as managers of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### GRAHAM COUNTY ROAD

Mr. Pomeroy for the Committee on Style, Revision and Compilation, reported House Bill No. 73, relating to Graham county road, with the recommendation that the bill be revised as follows:

Strike all after the enacting clause and insert:

Section 1. DESIGNATION OF HIGHWAY. The Arizona highway commission is authorized and directed to designate as a state route, include in the state highway system, and assume supervision and maintenance of that certain highway in Graham county beginning at the northern boundary of the city of Pima and running in a northerly direction to and crossing the Gila river at Bryce, one fork thereof thence running in a southeasterly direction to the Gila river crossing and connecting with highway 70 at the city of Saford, the other fork running from Bryce in a northwesterly and westerly direction to the towns of Eden and Indian Hot Springs, and crossing the river and connecting with highway 70 at Fort Thomas.

The title, to read:

## AN ACT

Relating to highways, and directing the state highway commission to designate as a state route the Pima-Hot Springs-Fort Thomas and Pima-Bryce-Safford road.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to and the Bill was placed under order of business second reading of bills.

## TAX ON MOTOR VEHICLES

Mr. Pomeroy for the Committee on Style, Revision and Compilation, reported House Bill No. 23, relating to tax on motor vehicles, with the recommendation that the bill be revised as follows:

## Section 1:

Following the words "factors other than the value thereof" strike semi-colon, insert a period, and strike from the words "provided that such tax" to and including "for which the registration is sought."

Section 2, to read:

Sec. 2. ASSESSMENT. (a) Except as provided in subsection (b), each motor vehicle shall be assessed, for the first year, the manufacturer's list price of a similar or corresponding model of the same make, plus the cost of manufacturer's list price of all accessories, apparatus, hoist, special body, or other equipment attached or added to the vehicle after its purchase and not included in the manufacturer's list price thereof.

(b) In the case of a new vehicle, or a vehicle not previously registered in this state, which is registered after the beginning of the registration year, the assessment shall be reduced by one-twelfth for each full month elapsed prior to such registration.

(c) "Motor vehicle", for the purpose of this act, does not include "motorcycle."

The title, to read:

## AN ACT

Relating to taxation, and providing for a uniform rate of property tax on motor vehicles.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to and the Bill was placed under the order of business second reading of bills.

## WATER RIGHTS

Mr. Pomeroy for the Committee on Enrolling and Engrossing, reported Senate Bill No. 120, by Mr. Truman, relating to water rights, as properly engrossed with the following correction:

On page 3, line 2, after "purpose" strike the word "that" and insert the words "for which".

Mr. Pomeroy moved the adoption of the report. The motion was agreed to and the Bill was placed under the order of business third reading of bills.

#### MOTOR VEHICLE REGULATIONS

Mr. Pomeroy for the Committee on Enrolling and Engrossing, reported Senate Bill No. 16, by Mr. Smith and Mr. Dalton, relating to motor vehicle regulations, as properly engrossed, with the following corrections:

Page 11, line 5, insert "HOW TO ATTACH" before "NUMBER PLATES."

Page 35, line 21, strike "(f)" at the beginning of the subsection and insert "(d)", and number subsequent subsections to conform.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to and the Bill was placed under the order of business third reading of bills.

#### CIVIL SERVICE CODE

Mr. Pomeroy for the Committee on Enrolling and Engrossing, reported Senate Bill No. 118, by Mr. Kelly, relating to civil service code, as properly engrossed, and the bill was placed under the order of business third reading of bills.

#### GRAHAM COUNTY ROAD

By unanimous consent, House Bill No. 73, relating to Graham county road, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### TAX ON MOTOR VEHICLES

By unanimous consent, House Bill No. 23, relating to tax on motor vehicles, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### BOARD OF PARDONS AND PAROLES

By unanimous consent, House Bill No. 18, relating to board of pardons and paroles, was read the second time by number and title.

The Bill was placed under the order of business third reading of bills.

## FISH CULTURE

By unanimous consent, House Bill No. 168, relating to fish culture, was read the second time by number and title.

Mr. Truman moved that the rules be further suspended and House Bill No. 168 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 18, not voting 1, as follows:

## AYES

Angius	Jones	Smith
Babbitt	Kelly	Stanton
Baker	McEachren	Truman
Dalton	Moore	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President

## NOT VOTING

Patterson

## CIVIL SERVICE CODE

Mr. Kelly moved that Senate Bill No. 118, by Mr. Kelly, relating to civil service code, be retained under the order of business third reading of bills. The motion was agreed to.

## MOTOR VEHICLE REGULATIONS

Senate Bill No. 16, by Mr. Smith and Mr. Dalton, relating to motor vehicle regulations, was read the third and final time, and passed on roll call, which resulted: Ayes 17, not voting 2, as follows:

## AYES

Angius	Jones	Stanton
Babbitt	Kelly	Truman
Baker	Moore	Wieden
Dalton	Pomeroy	The President
Harrison	Rienhardt	
Hunt	Smith	

## NOT VOTING

McEachren

Patterson

The President announced the signing in open session of Senate Bill No. 16, by Mr. Smith and Mr. Dalton, relating to motor vehicle regulations.

## WATER RIGHTS

Senate Bill No. 120, by Mr. Truman, relating to water rights, was read the third and final time, and passed on roll call, which resulted: Ayes 16, Noes 1, not voting 2, as follows:

## AYES

Angius	Jones	Stanton
Babbitt	Kelly	Truman

Baker  
Dalton  
Harrison  
Hunt

Moore  
Pomeroy  
Rienhardt  
Smith

Wieden  
The President

NOES

Wiltbank

NOT VOTING

McEachren

Patterson

The President announced the signing in open session of Senate Bill No. 120, by Mr. Truman, relating to water rights.

FISH CULTURE

House Bill No. 168, relating to fish culture, was read the third and final time, and passed on roll call, which resulted: Ayes 17, not voting 2, as follows:

AYES

Angius  
Babbitt  
Baker  
Dalton  
Harrison  
Hunt

Jones  
Kelly  
Moore  
Pomeroy  
Rienhardt  
Smith

Stanton  
Truman  
Wieden  
Wiltbank  
The President

NOT VOTING

McEachren

Patterson

The President announced the signing in open session of House Bill No. 168, relating to fish culture.

EXTENSION OF TIME FOR EDUCATIONAL INSTITUTIONS  
TO BORROW MONEY OR ISSUE BONDS

The President laid before the Senate a communication from the Governor giving notice that Senate Bill No. 52, by Mr. Kelly, relating to extension of time for educational institutions to borrow money or issue bonds, had been forwarded to the Secretary of State with the Governor's approval.

ADJOURNMENT

Mr. Angius moved that the Senate adjourn until Monday at 10 o'clock, a. m. The motion was agreed to, and (at 12 o'clock and ten minutes, p. m.) the Senate adjourned until Monday, March 1, 1937, at 10 o'clock, a. m.

PAUL C. KEEFE,  
President.

W. J. GRAHAM,  
Secretary.

## MONDAY, MARCH 1

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Wieden
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President

The President announced that Mr. Truman had been excused.

### THE JOURNAL

By unanimous consent the reading of the Journal of Saturday, February 27, 1937, was dispensed with, and the Journal was approved.

### FEDERAL HOUSING NOTES OR BONDS

Mr. Babbitt, Mr. Patterson, and Mr. Smith, Senate conferees, and Mr. Stauffer, Mr. Spaid, and Mr. Williams, House conferees, on the matter of disagreement to House amendments to Senate Bill No. 19, by Mr. Babbitt, relating to federal housing notes or bonds, submitted the following report:

The House recedes from its amendments.

Mr. Babbitt moved the adoption of the report. The motion was agreed to on roll call, which resulted: Ayes 18, not voting 1, as follows:

### AYES

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Wieden
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President

### NOT VOTING

Truman

### INTRODUCTION AND FIRST READING OF BILLS

The Committee on Mines and Mining introduced Senate Joint Memorial No. 4, requesting an increase in the price of gold.

The Memorial was read the first time in full.

Mr. Smith moved that the rules be suspended and Senate

Joint Memorial No. 4 be placed under the order of business second reading of bills for today. The motion was agreed to.

#### REFERENCE OF BILLS

The President made the following reference of Bills:

House Bill No. 68, relating to income taxation, to the Committee on Finance and Revenue.

House Joint Memorial No. 5, relating to wild life experiment station, to the Committee on Judiciary.

#### COMMITTEE ON RULES

The President, for the Committee on Rules, submitted the following Calendar for consideration in the Committee of the Whole today:

House Bill No. 90, Senate Bill No. 129, House Concurrent Memorial No. 1, Senate Bill No. 139, Senate Bill No. 160, House Bill No. 32, House Joint Resolution No. 3, House Bill No. 64, Senate Bill No. 138, Senate Bill No. 105, Senate Bill No. 106, Senate Bill No. 112, and Senate Bill No. 99.

Mr. Hunt moved the adoption of the recommendation of the Committee on Rules. The motion was agreed to.

#### LIMITATIONS OF ACTIONS

Mr. Jones, for the Committee on Methods of Business, reported Senate Bill No. 153, by Mr. Angius, relating to limitations of actions, with the recommendation that the Bill do pass.

Mr. Angius, a Senator from Cochise, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Methods of Business, was placed on the Calendar of the Committee of the Whole.

#### DAYLIGHT SAVING TIME

Mr. Rienhardt, for the Committee on Municipalities, reported Senate Bill No. 194, by Mr. Babbitt, relating to daylight saving time, with the recommendation that the Bill do pass.

Mr. Babbitt, the Senator from Coconino, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Municipalities, was placed on the Calendar of the Committee of the Whole.

#### INTANGIBLE TAX

Mr. Moore, for the Committee on Finance and Revenue, reported Senate Bill No. 49, by Mr. Pomeroy and Mr. Kelly, relating to intangible tax, with the recommendation that the Bill as amend-

ed by the Committee of the Whole, do pass, and be referred to the Committee on Style, Revision and Compilation.

Mr. Moore moved that the rules be suspended, and Senate Bill No. 49 be referred to the Committee on Style, Revision and Compilation. The motion was agreed to.

#### RELIEF OF C. H. McKNIGHT

Mr. McEachren, for the Committee on Appropriations, reported Senate Bill No. 46, by Mr. Smith, for the relief of C. H. McKnight, with the recommendation that the Bill do not pass.

Mr. Smith, the Senator from Mohave, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

#### LIQUOR LICENSES

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 182, by Mr. Patterson, relating to liquor licenses, with the recommendation that the Bill do pass.

Mr. Patterson, a Senator from Yavapai, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### LIQUOR LICENSE FEES

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 183, by Mr. Patterson, relating to liquor license fees, with the recommendation that the Bill do pass.

Mr. Patterson, a Senator from Yavapai, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### MINIMUM WAGE OF PEACE OFFICERS AND FIREMEN

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 69, by Mr. Rienhardt, relating to minimum wage of peace officers and firemen, with the recommendation that the Bill be revised as follows:

##### Section 1:

Page 2, line 2: Strike "known", insert "cited".

Page 2, lines 3 and 4: Strike "Classification".

##### Section 2, to read:

Sec. 2. DEFINITIONS: In this act, unless the context otherwise requires:

“professional firefighter” means a member of an organized and paid fire department;

“classification” means the names of the positions, and the ranks and classes thereof, in the police and fire departments and peace officers’ units subject to this act;

“peace officers” includes regularly salaried deputies sheriff, policemen, and police officers of duly organized police departments;

“month” means thirty days.

Section 3, to read:

Sec. 3. CLASSIFICATIONS AND MINIMUM WAGES. (a) Any city or town of more than seven thousand inhabitants, as shown by the last federal census, having, or hereafter creating, a salaried police or fire department, shall pay to every regularly appointed member thereof a minimum monthly wage in accordance with the classifications, periods of service and corresponding minimum monthly wages therefor, herein prescribed:

1. Police officers: 1a. foot patrolman or radio car officer, first six months, one hundred forty dollars; second six months, one hundred fifty dollars; second year, one hundred sixty dollars; third and each year thereafter, one hundred seventy-five dollars; 1b. motorcycle officer, one hundred eighty-five dollars; 1c. detective, one hundred ninety dollars; 1d. police sergeant, two hundred dollars; 1e. lieutenant, two hundred twelve dollars and fifty cents; 1f. captain, two hundred twenty-five dollars; 1g. assistant chief of police, two hundred seventy-five dollars; 1h. chief or superintendent of identification bureau, two hundred twelve dollars and fifty cents; 1i. assistant chief or superintendent of identification bureau, two hundred dollars; 1j. identification clerk or fingerprint technician, one hundred fifty dollars; 1k. chief police radio operator, two hundred fifty dollars; 1l. assistant police radio operator, two hundred dollars, 1m. police secretary or clerk, two hundred dollars.

2. Firemen: 2a. hosemen, first six months, one hundred forty dollars; second six months, one hundred fifty dollars; second year, one hundred sixty dollars; third and each year thereafter, one hundred seventy-five dollars; 2b. driver, two hundred dollars; 2c. engineer, two hundred dollars; 2d. lieutenant, two hundred twelve dollars and fifty cents; 2e. captain, two hundred twenty-five dollars; 2f. battalion chief, two hundred fifty dollars; 2g. second assistant fire chief, two hundred seventy-five dollars; 2h. first assistant fire chief, three hundred dollars; 2i. fire inspector, two hundred dollars; 2j. fire alarm operator, two hundred dollars; 2k. secretary or fireman-clerk, two hundred dollars.

(b) In the absence of the classifications for foot patrolman or radio car officer, as provided in paragraph 1, subsection (a), or of the classifications for hosemen, as provided in paragraph 2, subsection (a), the minimum monthly wage for either such position shall be one hundred seventy-five dollars. Section 4, to read:

Sec. 4. PEACE OFFICERS AND SHERIFFS. Each county appointing or employing a chief deputy or deputy sheriff, shall pay said officers not less than the following minimum wage:

1. First class counties: 1a. chief deputy sheriff, two thousand one hundred to two thousand seven hundred twenty-five dollars per annum; 1b. deputy sheriff, two thousand one hundred dollars per annum.

2. Second class counties: 2a. chief deputy sheriff, one hundred seventy-five dollars per month; 2b. deputy sheriff, one hundred fifty dollars per month.

3. Third and fourth class counties: 3a. chief deputy sheriff, one hundred fifty dollars per month; 3b. deputy sheriff, one hundred twenty-five dollars per month.

Section 5:

Page 6, line 11: Strike "The terms and provisions of".

Page 6, line 12: Strike "or persons"; following "holding" insert "a".

Page 6, line 13: Strike "commissions", insert "commission".

Page 6, line 14: Strike "the Cities, Towns and Counties", insert "any city, town or county".

Page 6, line 15: Strike "of this State;"; strike "shall this Act apply"; preceding "persons" insert "any".

Section 6:

Page 7, line 5: Strike "therefor shall be".

Page 7, line 6: Preceding "imprisoned" strike "or"; following "jail" strike "for".

Page 7, line 7: Strike "in the discretion of the court.".

Section 7:

That the entire section 7 be stricken from the bill.

Re-number section 8 to read section 7.

Page 7, lines 11 to 14 inclusive: Strike, and insert a new section 7, to read:

Sec. 7. SEVERABILITY: If any provision of this act be held invalid, such invalidity shall not affect other provisions which can be given effect without the invalid provision, and to this end the provisions of this act are declared to be severable.

The title, to read:

AN ACT

Relating to counties, cities, and towns, and prescribing minimum wages to be paid to police, peace officers, and professional firefighters.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

CLASSIFICATION OF COUNTIES

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 100, by Mr. Rienhardt, relating to classification of counties, with the recommendation that the Bill be revised as follows:

Section 1:

Page 1, line 5: Strike "changes."

Page 2, line 5: Following "property of" strike "a", insert "any".

Page 2, line 7: Following "compensation" insert "of an officer".

Page 2, line 8: Following "year of" strike "the".

Section 2:

Page 2, line 21: Strike "officer", insert "officers".

Page 3, line 6: Following "clerk" strike "to", insert "who shall".

Page 3, line 7: Following "Each of" strike "said", insert "the".

Page 3, line 8: Strike "hereinabove", insert "hereinbefore".

Page 3, line 12: Following "supervisors," strike "and"; following "salaries" insert "to be".

Page 3, line 13: Strike "of supervisors at".

Page 3, line 14: Preceding "more than" strike "and not", insert "nor".

Page 3, line 15: Strike "designated in this section."

Section 3:

Page 4, line 16: Following "clerk" strike "to", insert "who shall".

Page 4, line 17: Following "Each of" strike "said", insert "the"; strike "hereinabove", insert "hereinbefore".

Page 4, line 21: Following "supervisors", strike "and"; following "salaries" insert "to be".

Page 5, line 1: Strike "of supervisors at".

Page 5, line 2: Preceding "more than" strike "and not", insert "nor".

Page 5, lines 3 and 4: Strike "designated in this section."

#### Section 4:

Page 5, line 8: Preceding "In counties" insert "SALARIES IN THIRD CLASS COUNTIES".

Page 5, line 14: (committee of whole amendment) Following "\$1500.00" strike "Member", insert "members".

Page 5, line 18: Following "the case of" strike "a".

#### Section 5:

Page 6, line 3: Re-number present section 5 to read section 6.

Re-number original section 6 (committee of whole amendment), section 5, to read:

Sec. 5. COUNTY ATTORNEY. Every county attorney, and each deputy thereof, shall devote his entire time to the duties of his office, and shall not engage in the private practice of the law.

Section 6, to read:

Sec. 6. REPEAL. Sec. 2797, Revised Code of 1928, is repealed. This section does not negative an implied repeal of any statute which conflicts with this act.

The title, to read:

### AN ACT

Relating to county classification for the fixing of salaries, and amending sections 2793, 2794, as amended, and sections 2795 and 2796, Revised Code of 1928.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

WATER CODE

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 84, by Mr. Babbitt, relating to amendments to the water code, with the recommendation that the Bill be revised as follows:

Section 1:

Page 1, line 6: Strike "shall mean", insert "means".

Page 1, line 7: Strike "shall include a", insert "includes".

Page 1, line 11: Strike "shall mean", insert "means".

Page 1, line 14: Strike "shall include", insert "includes".

Section 2:

Page 2, lines 15 and 16: Strike "as the term is used in this act and in chapter 81, Revised Code of 1928."

Section 3:

Page 2, lines 18 and 19: Strike "FILES; RECORDS; FORMS; RULES AND REGULATIONS; APPOINTMENT AND DUTIES OF STAFF.", insert "(a)".

Page 3, line 2: Following "United States:" strike "he".

Page 3, line 5: Following "of the state;" strike "he".

Page 3, line 9: Following "1928;" strike "he".

Page 3, line 13: Following "other matter;" strike "he"; following "prescribe" strike "such".

Page 3, line 14: Strike "as he may from time to time deem necessary".

Page 3, line 15: Following "water" strike "which" may".

Page 3, line 16: Strike "include", insert "including".

Page 3, line 19: Strike "including", insert "and governing".

Page 4, line 2: Following "determination;" strike "he".

Page 4, line 4: Strike "record", insert "records,".

Page 4, line 5: Preceding "may make" strike "he".

Page 4, line 7: Following "decision;" strike "he".

Page 4, line 8: Following "seal of" strike "said", insert "the".

Page 4, line 10: Strike "who shall have authority".

Page 4, line 11: Following "seal of" strike "said", insert "the".

Page 4, line 13: Preceding "perform" strike "who shall", insert "and, to".

Page 4, line 14: Preceding "the commissioner" strike "And".

Page 4, line 16: Preceding "may designate" strike "he".

#### Section 4:

Page 5, line 14: Preceding "the time" strike "and".

Page 5, line 15: Preceding "construction" strike "the".

#### Section 5:

Page 7, line 20 (committee of whole amendment: Following "acquired" strike "to", insert "shall"; following "date from" insert "the".

#### Section 6:

Page 8, line 1: Strike "APPROVAL OR REJECTION OF", insert "ACTION ON".

Page 8, line 6: Following "defective" insert "that".

Page 8, line 9: Preceding "return" strike "the", insert "its"; following "return" strike "thereof".

Page 8, line 18 Preceding "application" strike "the", insert "an".

Page 9, line 4: Preceding "applicant" strike "An", insert "The".

Page 9, line 5: Following "recording" insert "the"; preceding "approval" strike "the".

Page 9, lines 6 and 7: Strike "the application shall be rejected and canceled".

Page 9, line 11: Following "the notice" strike the period, insert a comma, and "then the application shall be rejected and canceled."; preceding "approval" strike "the".

Page 9, line 21: Following "commissioner" insert "and".

Page 10, line 4: Following "rejecting" strike "the", insert "an".

Page 10, line 6: Strike "may require".

Page 10, line 7: Following "and of" insert "the".

Page 10, line 8: Strike "in good faith on the part of the", insert "of the"; following "applicant" insert "in good faith and with due diligence".

Page 10, line 9: Strike "with due diligence."  
Section 7:

Page 11, lines 8 and 9: Strike "APPLICATION OR", insert "CONDITIONS OF;" strike "MAY BE ASSIGNED; RIGHTS OF PERMITTEE; DISCLAIMER OF FRANCHISE; VALUE OF PERMIT."

Page 11, line 14: Strike "accept the same", insert "do so".

Page 11, line 17: Following "rate" insert "of".

Page 11, line 18: Following "charges" strike "of the", insert "for".

Page 11, line 19: Following "the state," insert "or".

Section 8:

Page 12, lines 2 and 3: Strike "APPLICATION OF WATER TO USE; SUBORDINATION OF RIGHT".

Page 12, line 5: Preceding "approval" strike "the"; following "application" insert "for a permit, shall".

Page 12, line 8: Following "date of" strike "such"; following "approval." insert "For good cause shown,".

Page 12, line 9: Strike "for good cause shown,".

Page 2, line 11: Strike "such extension".

Page 12, line 13: Strike "years. Whenever", insert "year period. If".

Page 12, line 14: Strike "of any part"; preceding "date" insert "the"; following "date of" strike "the".

Page 12, line 16: Following "expiration of" strike "such", insert "one".

Section 10:

Page 13, line 13: Strike "NOTICES OF APPLICATIONS—GENERAL.", insert "NOTICE OF APPLICATION."; preceding "As soon" insert "(a)", subsection (a), to read:

(a) As soon as practicable after receipt of an application for a permit to appropriate water, to change the place of using water, to change the point of diverting water, to change the place of storing water, or any other application or petition involving the right to the use or storage of water, the commissioner shall issue a notice of such application or petition, which shall contain: 1. number of the petition or application, 2. name and address of the applicant, 3. source of supply, 4. amount of water applied for or involved, 5. use made or to be made of the water, 6. location of the place of diversion, 7. location of the place of use, and such other information as the commissioner may deem necessary. The notice shall state that protests against the approval of said application may be filed within forty days from the date of first publication of said notice or within such further time as the commissioner may, for good cause shown, allow. The notice shall contain appropriate general information as to what protests against the approval of said application shall contain in order to accord with the requirements of law and the rules and regulations of the commissioner.

Page 14, line 13: Preceding "Upon receipt" begin a new paragraph, and insert "(b)", subsection (b), to read:

(b) Upon receipt of notice of an application the applicant shall cause such notice to be published, except as hereinafter provided, within fifteen days of the date of issuance thereof, at his own expense, in a newspaper to be selected by the commissioner regularly published and of general circulation in the county or counties where the place or places of diversion and use, or the place or places of storage and use are located. Publication shall be made at least once in each week for three consecutive weeks, and the publisher's affidavit containing a copy of the notice published and dates of publication shall be filed by the applicant.

Page 14, line 22: Strike "Provided that", begin a new paragraph, and insert "(c)".

Page 15, line 4: Preceding "Upon the" begin a new paragraph, and insert "(d)"; following "Notice of" strike "such".

Page 15, line 8: Preceding "who in his" strike "and".

Page 15, line 11: Following "appropriation." insert "The".

Page 15, line 13: Following "affected by" strike "said", insert "the".

Page 15, line 14: Strike "proposed"; following "appropriation." begin a new paragraph, and insert

“(e)”.

Page 15, line 18: Following “applicant or” insert “of”.

Page 15, line 19: Following “posting” insert “the”; following “behalf of” insert “the”.

Section 11:

Page 16, line 1: Strike “REQUIREMENTS.”.

Page 16, line 2: Preceding “Any person” insert “(a)”.

Page 16, line 8: Preceding “file a written” insert “within the time fixed by such notice or such further time as the commissioner may for good cause allow.”.

Page 16, lines 9 and 10: Strike “within the time fixed by such notice or such further time as the commissioner may for good cause allow. All protests”, begin a new paragraph, and insert “(b) Any such protest”.

Page 16, line 13: Following “if” insert “the”.

Page 16, line 14: Following “application for” insert “a”.

Page 17, line 1: Preceding “The commissioner” begin a new paragraph, and insert “(c)”.

Page 17, line 10: Following “service.” begin a new paragraph, and insert “(d)”.

Page 17, line 19: Strike “persons”, insert “person”.

Section 12:

Page 18, line 6: Strike “NOTICE OF HEARINGS.”.

Page 18, line 7: Following “unless” insert “the”.

Page 18, line 8: Following “protests” insert “thereon”.

Page 18, line 9: Strike “hold a hearing on”, insert “prior to the rejection of”; preceding “permit” insert “a”.

Page 18, line 10: Strike “prior to rejection,”; preceding “any permit” strike “on”, insert “prior to the cancellation of”.

Page 18, line 11: Strike “prior to cancellation,”, insert “hold a hearing thereon,”.

Page 18, line 12: Strike “so to do,”, insert “to cancel any such application or permit,”.

Page 18, line 20: Preceding "may also" strike "He", insert "The commissioner".

Page 19, line 3: Following "Notice of" strike "hearings", insert "hearing".

Page 19, line 4: Following "applicant and" insert "the"; strike "cases", insert "the case"; preceding "protested" insert "a"; following "protested" strike "appli-".

Page 19, line 5: Strike "cations", insert "application".

Page 19, line 10: Strike "Arizona,".

Section 13:

Page 19, line 18: Strike "AFTER NOTICE; CONTEST.".

Page 19, line 19: Preceding "appropriation" strike "any", insert "an".

Page 19, line 20: Preceding "beneficial" strike "a".

Page 19, line 21: Preceding "permit" strike "such", insert "the".

Page 20, line 2: Strike "state water".

Page 20, line 7: Preceding "permit" strike "any", insert "a".

Page 20, line 15: Following "issuance of" strike "such", insert "a".

Page 20, line 18: Following "3289d" insert (section 12)".

Section 14:

Page 21, lines 5 and 6: Strike "CHANGE OF PLACE OF USE, POINT OF DIVERSION, PLACE OF STORING, AUTHORIZED.".

Page 22, line 3: Strike "describe".

Page 23, line 4: Following "3289b" insert "(section 10)".

Page 24, line 10: Preceding "shall issue" strike "he".

strike "a".

Page 25, line 2: Following "perfected and"

Section 16:

Page 25, line 14: Following "3284a" insert "(section 5 of this act)".

## Section 17:

That section 17 be stricken from the bill.

Re-number all subsequent sections consecutively.

Page 25, line 18: Strike "TIME FOR FILING; SUMMONS AND SERVICE".

Page 25, line 19: Strike "THEREOF; HEARING, EVIDENCE AND DETERMINATION."

Page 26, line 5: Following "affecting" strike "his", insert "the"; following "interests" insert "of such person".

Page 26, line 6: Preceding "county" strike "the", insert "Maricopa"; strike "in which the office of said commissioner is located."

Page 26, line 10: Preceding "order" strike "such", insert "the".

Page 26, line 13: Strike "same", insert "it"; following "nature of" strike "such", insert "the".

Page 26, line 14: Following "reference to" strike "such", insert "the".

Page 26, line 15: Strike "in such action must", insert "shall".

Page 26, line 16: Preceding "court" strike "said", insert "the"; following "served on" strike "such", insert "the".

Page 26, line 17: Following "date of" strike "such", insert "the".

Page 26, line 18: Following "issued in" strike "such", insert "the".

Page 27, line 1: Preceding "order" strike "such", insert "the".

Page 27, line 3: Following "date of" strike "such", insert "the"; following "proof of" strike "such".

Page 27, line 6: Following "office and" strike "shall".

Page 27, line 7: Preceding "with the answer" strike "and"; following "answer" insert "he shall".

## Section 18:

Page 29, line 18: Strike "WATER TO REMAIN APPURTENANT TO LAND;"

Page 30, line 3: Preceding "following" strike

“upon”, insert “by”; following “3289f” insert “(section 14 of this act)”; following “with”, insert “the”.

Section 19:

Page 30, lines 11 and 12: Strike, and insert a new section 19, to read:

Sec. 19. REPEAL. Sec. 3292, Revised Code of 1928, is repealed. This section does not negative an implied repeal of any statute which conflicts with this act.

The title, to read:

AN ACT

Relating to water; amending sections 3281, 3283, 3284, 3285, 3287, 3288, and 3314, Revised Code of 1928, and amending article 1, chapter 81, Revised Code of 1928, by adding sections 3279a, 3284a, 3289a, 3289b, 3289c, 3289d, 3289e, 3289f, 3289g, and 3292a.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

MINIMUM WAGE OF PEACE OFFICERS AND FIREMEN

By unanimous consent Senate Bill No. 69, by Mr. Rienhardt, relating to minimum wage of peace officers and firemen, was read the second time by number and title.

The President put the question “Shall the Bill be engrossed and have a third reading?”, which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

WATER CODE

By unanimous consent Senate Bill No. 84, by Mr. Babbitt, relating to amendments to the water code, was read the second time by number and title.

The President put the question “Shall the Bill be engrossed and have a third reading?”, which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

PRICE OF GOLD

By unanimous consent Senate Joint Memorial No. 4, by the Committee on Mines and Mining, relating to the price of gold, was read the second time by number and title.

Mr. Smith moved that the rules be further suspended, and Senate Joint Memorial No. 4 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 15, Noes 3, not voting 1, as follows:

AYES

Angius	Hunt	Pomeroy
Babbitt	Jones	Rienhardt
Baker	Kelly	Smith
Dalton	McEachren	Stanton
Harrison	Moore	The President

NOES

Patterson	Wieden	Wiltbank
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NOT VOTING

Truman

The Memorial was referred to the Committee on Enrolling and Engrossing.

CLASSIFICATION OF COUNTIES

By unanimous consent Senate Bill No. 100, by Mr. Rienhardt, relating to classification of counties, was read the second time by number and title.

Mr. Kelly moved that Senate Bill No. 100 be retained under the order of business second reading of bills. The motion was agreed to.

Mr. Pomeroy moved that the Bill be amended as follows:

Sec. 2, line 7, page 2, after the sum "2700.00" add the words "except in counties having an assessed valuation of \$90,000,000.00 or more. The chairman of the board of supervisors shall receive a salary of \$3,000.00, and the members shall receive \$2700.00". The motion was agreed to, and the amendment was adopted.

CIVIL SERVICE CODE

Mr. Dalton moved that Senate Bill No. 118, by Mr. Kelly, relating to civil service code, be amended as follows:

Add new section 48:

Sec. 48. EFFECTIVE DATE OF CLASSIFIED SERVICE. As to the appointment of special examiners, the holding of examinations for and appointment of members of the state personnel board and of the personnel director, the preparation of a classification plan, and all other duties pertaining to organization and preparation necessary for the installation of the civil service system, this act shall become effective immediately upon its enactment in the manner provided by law; but the establishment of the classified service and administration of the provisions pertaining thereto shall be deferred until January 1, 1938.

Re-number present section 48 to be section 49.

The motion was agreed to, and the amendment was adopted.

Mr. Wieden moved that Senate Bill No. 118 be further amended by striking the emergency clause. The motion was lost.

The Bill was re-referred to the Committee on Enrolling and Engrossing.

#### BOARD OF PARDONS AND PAROLES

House Bill No. 18, relating to board of pardons and paroles, was read the third and final time, and passed on roll call, which resulted: Ayes 18, not voting 1, as follows:

#### AYES

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Wieden
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President

#### NOT VOTING

Truman

The President announced the signing in open session of House Bill No. 18, relating to board of pardons and paroles.

#### MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed House Bill No. 11, entitled: "An act relating to delinquent taxes, the payment thereof and providing for exemption of penalties and interest thereon".

#### RECESS

Mr. Angius moved that the Senate stand at recess until 1:30 o'clock, p. m.

Mr. Rienhardt offered a substitute motion that the Senate stand at recess until 2 o'clock, p. m. The motion was agreed to, and (at 11 o'clock and forty minutes, a. m.) the Senate stood at recess.

#### AFTERNOON SESSION

The President called the Senate to order at 2 o'clock, p. m.

#### COMMITTEE OF THE WHOLE

Mr. Patterson moved that the Senate resolve itself into Committee of the Whole for the consideration of bills on the Calendar. The motion was agreed to, and (at 2 o'clock and twenty minutes, p. m.) the Senate resolved itself into Committee of the Whole, with Mr. Kelly in the chair.

At 2:59 o'clock, p. m., the Committee of the Whole arose.

ADJOURNMENT

Mr. Angius moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 3 o'clock, p. m.) the Senate adjourned until tomorrow, Tuesday, March 2, 1937, at 10 o'clock, a. m.

PAUL C. KEEFE,  
President.

W. J. GRAHAM,  
Secretary.

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TUESDAY, MARCH 2

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

THE JOURNAL

By unanimous consent the reading of the Journal of Monday, March 1, 1937, was dispensed with, and the Journal was approved.

BUILDING AND LOAN ASSOCIATIONS

The President laid before the Senate a communication from the Governor giving notice that Senate Bill No. 5, by the Committee on Banking and Insurance, relating to building and loan associations, had been forwarded to the Secretary of State with the Governor's approval.

EXEMPTING FEDERAL HOUSING LOANS

The President laid before the Senate a communication from the Governor giving notice that Senate Bill No. 20, by Mr. Babbitt, relating to exempting federal housing loans from the operation of other statutes, had been forwarded to the Secretary of State with the Governor's approval.

THE 1937 VALIDATING ACT

The President laid before the Senate a communication from the Governor giving notice that Senate Bill No. 60, by Mr. Kelly,

relating to the 1937 validating act, had been forwarded to the Secretary of State with the Governor's approval.

#### REPORT OF THE COMMITTEE OF THE WHOLE

Mr. Kelly, for the Committee of the Whole, reported House Bill No. 90, relating to department of library and archives; Senate Bill No. 129, by Mr. Truman, relating to dairies and dairy products; House Concurrent Memorial No. 1, relating to Indian cattlemen; Senate Bill No. 160, by Mr. Angius and Mr. Babbitt, relating to Arizona state police; Senate Bill No. 139, by Mr. Baker, relating to Arizona pecan industry; House Bill No. 32, relating to real estate code; House Joint Resolution No. 3, relating to research into basic laws.

The recommendations of the committee were:

That House Bill No. 90 be amended as follows:

On page 3, line 34, after the word "state," insert the following words "and of the counties and incorporated cities and towns thereof,"

On page 4, line 3, strike out the period and insert a comma, and add the following words: "and in no event shall any such official destroy or otherwise dispose of any obsolete or non-current records or archives, but shall, in case it is desired to dispose of any thereof to transmit the same to the department of library and archives, which shall have the authority and duty to preserve such as possess a historical value and destroy the remainder."

That the Committee on Style, Revision and Compilation incorporate the following within the amendment:

"All such records and other files as may be authorized to be destroyed by the Boards of Supervisors of the several counties."

On page 6, line 7, strike out the following sentence: "The director shall be elected by the legislature in joint session."

On page 6, line 14, after the word "receive" strike out "forty-two hundred" and in lieu thereof insert the following: "five thousand".

Section 2, Paragraph 8, after the word "assist" insert "under the direction of".

And as so amended, the Bill do pass.

That Senate Bill No. 129 do pass.

That House Concurrent Memorial No. 1 do pass.

That Senate Bill No. 139 do pass.

That Senate Bill No. 160 be retained on the Calendar.

That House Bill No. 32 be amended as follows:

Amend Section 5 to read as follows:

Section 5. STATE REAL ESTATE DEPARTMENT COMMISSIONER. The state real estate department is hereby created. "The state land commissioner shall be ex-officio state real estate commissioner, and shall have power to regulate and control the issuance and revocation of the licenses to be issued under the provisions of this article and to perform the acts and duties herein provided to be performed and necessary for its enforcement. No employees of the real estate commissioner shall be interested in any real estate business as broker, member, employe or otherwise. The commissioner shall have his office at the state capitol, and shall adopt a seal with the words 'Real Estate Commissioner, State of Arizona'".

Section 14, sub. (c), line 2, preceding the words "surety bond" insert the word "corporate".

And as so amended, the Bill do pass.

That House Joint Resolution No. 3 do pass.

Mr. Kelly moved the adoption of the report. The motion was agreed to.

House Bill No. 90 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 129 was referred to the Committee on Style, Revision and Compilation.

House Concurrent Memorial No. 1 was placed under the order of business second reading of bills.

Senate Bill No. 160 retained its place on the Calendar.

Senate Bill No. 139 was referred to the Committee on Style, Revision and Compilation.

House Bill No. 32 was referred to the Committee on Style, Revision and Compilation.

House Joint Resolution No. 3 was placed under the order of business second reading of bills.

#### INTRODUCTION AND FIRST READING OF BILLS

Mr. Kelly introduced Senate Bill No. 196, entitled: "An act to promote more economical and orderly development of the state through the creation of an unpaid state planning commission. Defining its duties and making an appropriation therefor and declaring an emergency."

By unanimous consent the Bill was read the first time by number and title.

Mr. Kelly moved that the rules be suspended and Senate

Bill No. 196 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Appropriations.

Mr. Keefe introduced Senate Memorial No. 3, on the prehistoric pueblo of Tusigoot.

The Memorial was read in full.

Mr. Patterson moved the adoption of the Memorial. The motion was unanimously agreed to.

The President announced the signing in open session of Senate Memorial No. 3, by Mr. Keefe, on the prehistoric pueblo of Tusigoot.

House Bill No. 11, entitled: "An act relating to delinquent taxes, the payment thereof and providing for exemption of penalties and interest thereon", was, by unanimous consent read the first time by number and title.

Mr. Pomeroy moved that the rules be suspended and House Bill No. 11 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Finance and Revenue.

#### COMMITTEE ON RULES

Mr. Keefe, for the Committee on Rules, submitted the following Calendar for consideration in the Committee of the Whole today:

Senate Bill No. 160, House Bill No. 64, Senate Bill No. 138, Senate Bill No. 105, Senate Bill No. 106, Senate Bill No. 112, Senate Bill No. 99, Senate Bill No. 82, Senate Bill No. 124, Senate Bill No. 88, Senate Bill No. 89, and Senate Bill No. 26.

Mr. Hunt moved the adoption of the recommendation of the Committee on Rules. The motion was agreed to.

#### SCHOOL DISTRICT BUDGETS

Mr. Harrison, for the Committee on Education, reported House Bill No. 184, relating to school district budgets, with the recommendation that the Bill do pass.

The Bill, accompanied by the report of the Committee on Education, was placed on the Calendar of the Committee of the Whole.

#### CONSTITUTIONAL CONVENTION

Mr. Harrison, for the Committee on Constitutional Amendments and Referendum, reported Senate Bill No. 185, by Mr. Patterson, relating to constitutional convention, with the recommendation that the Bill do pass.

Mr. Patterson, a Senator from Yavapai, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Constitutional Amendments and Referendum, was placed on the Calendar of the Committee of the Whole.

#### PROHIBITION

Mr. Harrison, for the Committee on Constitutional Amendments and Referendum, reported Senate Concurrent Resolution No. 8, by Mr. Moore, Mr. McEachren, Mr. Pomeroy, Mr. Patterson and Mr. Angius, relating to prohibition, with the recommendation that the Resolution do pass.

Mr. Patterson, a Senator from Yavapai, was designated as manager of the Resolution.

The Resolution, accompanied by the report of the Committee on Constitutional Amendments and Referendum, was placed on the Calendar of the Committee of the Whole.

#### SESSIONS OF LEGISLATURE

Mr. Harrison, for the Committee on Constitutional Amendments and Referendum, reported Senate Concurrent Resolution No. 6, by Mr. Patterson, relating to sessions of the legislature, with the recommendation that the Resolution do pass.

Mr. Patterson, a Senator from Yavapai, was designated as manager of the Resolution.

The Resolution, accompanied by the report of the Committee on Constitutional Amendments and Referendum, was placed on the Calendar of the Committee of the Whole.

#### PROFIT IN WAR

Mr. Pomeroy, for the Committee on Public Defense, reported House Concurrent Memorial No. 3, relating to profit in war, with the recommendation that the Memorial be amended as follows:

Above the first line on page 1, insert the following: "TO THE PRESIDENT AND THE CONGRESS OF THE UNITED STATES OF AMERICA";

and as so amended, the Memorial do pass.

Mr. Rienhardt, a Senator from Gila, was designated as manager of the Memorial.

The Memorial, accompanied by the report of the Committee on Public Defense, was placed on the Calendar of the Committee of the Whole.

#### INCOME TAXATION

Mr. Moore, for the Committee on Finance and Revenue, reported House Bill No. 68, relating to income taxation, with the recommendation that the Bill do pass.

Mr. Pomeroy, a Senator from Maricopa, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Finance and Revenue, was placed on the Calendar of the Committee of the Whole.

## CONSTRUCTION OF BUILDINGS AT STATE PRISON

Mr. McEachren, for the Committee on Appropriations, reported Senate Bill No. 51, by Mr. Patterson, relating to construction of buildings at state prison, with the following recommendation:

We believe that the matter of simply appropriating a certain amount of money for a purpose which at the present time has no formulated or designated plan is unwise, and your Committee on Appropriations recommends that all matters relative to the plan of segregation of juvenile inmates from adults in the state prison be referred to some planning committee or for consideration of the Committee of the Whole without any definite recommendations of this Appropriations Committee.

Mr. Patterson, a Senator from Yavapai, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

## WILD LIFE EXPERIMENT STATION

Mr. Patterson, for the Committee on Judiciary, reported House Joint Memorial No. 5, relating to wild life experiment station, with the recommendation that the Memorial do pass.

The Memorial, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

## EXCISE TAXATION

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 132, by Mr. Rienhardt, relating to excise taxation, with the recommendation that the Bill do pass.

Mr. Rienhardt, a Senator from Gila was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

## DEPENDENT CHILDREN

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 127, by Mr. Pomeroy, relating to dependent children, with the recommendation that the Bill do pass.

Mr. Pomeroy, a Senator from Maricopa, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

## INTANGIBLE TAX

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 49, by Mr. Pomeroy and Mr.

Kelly, relating to intangible tax, with the recommendation that the Bill be revised as follows:

Section 15:

Page 18, line 5 (committee of whole amendment): Following "investment company" strike "and", insert "or".

Section 18:

Page 24, line 4: Preceding "are claimed" strike "which".

Section 23:

Page 30, line 11: Following "penalty" strike "in", (committee of whole amendment), strike "the amount".

Page 30, line 12 (committee of whole amendment): Preceding "unpaid tax." insert "amount of the".

Section 33:

Page 36, line 18: Following "PAID." insert "(a)".

Page 36, line 20: Following "are paid." (committee of whole amendment), begin a new paragraph, insert "(b)", and strike "Each county recorder in the state shall"; following "date of this act" strike "be advised by the commission", insert "the commission shall advise each county recorder".

Section 40:

Page 43, line 15 (committee of whole amendment): Preceding "imprisoned" strike "and".

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

PRIVATE EMPLOYMENT AGENTS

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported House Bill No. 49, relating to private employment agents, with the recommendation that the Bill be revised as follows:

Section 4 (committee of whole amendment):

Re-number section 4 to be section 5, and transpose the section to proper numerical order.

Section 5:

Page 3, line 3 (committee of whole amendment): Re-number section 5 to be section 4, and transpose the section to proper numerical order.

The title, to read:

AN ACT

Relating to private employment agents, and amending sections 5, 6, 13, and 17, article 6, chapter 24, Revised Code of 1928 (chapter 112, Session Laws of 1931, regular session).

Mr. Pomeroy moved the adoption of the report. The mo-

tion was agreed to, and the Bill was placed under the order of business second reading of bills.

#### OFFICE OF SECRETARY OF STATE

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Joint Resolution No. 3, by Mr. Angius, relating to office of secretary of state, with the recommendation that the Resolution is correct as to form.

The Resolution was placed under the order of business second reading of bills.

#### RELIEF OF THOMAS A. FLYNN

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 30, by Mr. Jones, for the relief of Thomas A. Flynn, with the recommendation that the Bill be revised as follows:

##### Section 1:

Lines 3 and 4: Following "Flynn" strike "out of the General Fund."

##### Section 2:

Line 5: Strike "when paid".

Line 6: Strike "against the State of".

Line 7: Strike "Arizona"; strike "the dates of".

##### Section 3:

That the entire section 3 be stricken from the bill.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

#### COUNTY OFFICERS' CHARGES

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 126, by Mr. Wiltbank, relating to county officers' charges, with the recommendation that the Bill is correct as to form.

The Bill was placed under the order of business second reading of bills.

#### SALARIES OF INDUSTRIAL COMMISSIONERS

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 86, by Mr. Rienhardt, relating to salaries of industrial commissioners, with the recommendation that the Bill be revised as follows:

##### Section 1:

Lines 4 and 5: Strike "QUALIFICATIONS, BOND OF COMMISSIONERS AND EMPLOYEES.", insert "BONDS."

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

#### REIMBURSEMENT OF GENERAL FUND

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 115, by Mr. Patterson, relating to reimbursement of general fund, with the recommendation that the Bill is correct as to form.

The Bill was placed under the order of business second reading of bills.

#### PUBLIC ACCOUNTANCY

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 98, by Mr. Jones, relating to public accountancy, with the recommendation that the Bill be revised as follows:

##### Section 4:

Page 4, line 16 (committee of the whole amendment): Preceding "is, on the effective date" begin a new paragraph, and insert "4.", item 4, to read:

4. is, at the effective date of this act, recognized and admitted to practice as an agent before the treasury department of the United States, provided such person is a bona fide resident of the state and maintains an office therein for the practice of his profession.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

#### CREATION OF POLICE PENSION FUND

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 71, by Mr. Rienhardt, relating to creation of police pension fund, with the recommendation that the bill be revised as follows:

##### Section 2, to read:

Sec. 2. DEFINITIONS. In this act, unless the context otherwise requires:

"fund" means the police pension fund;

"board" means the police pension board;

"department" means the police department;

"governing body" means the city commission,

city council, board of trustees, or other governing body of the municipality;

“member” or “member of the department” means a member of the police department, and includes all ranks and both sexes;

“departmental member” means a member of the police pension board chosen from among the members of the department other than the chief of police.

Section 7:

Page 3, lines 17 and 18: Strike “MANAGEMENT OF FUND; POWER OF SUBPOENA; INVESTMENT OF FUNDS.”.

Section 8:

Page 4, line 16: Preceding “Two per cent” strike “(a)”, insert “1.”, item 1, to read:

1. Two per cent of the compensation paid to each member of the department, to be deducted from each salary warrant issued in payment for the services of any such member, which shall be refunded to any member who is discharged or otherwise separated from the service, together with interest at the rate of three and one-half per cent interest compounded semi-annually.

Page 4, line 21: Following “semi-annually.” begin a new paragraph, and insert “2”, item 2 to read:

2. An equal amount to be paid by the city in which such pension fund is established, and not to be refunded.

Page 5, line 6 (committee of the whole amendment): Strike “in cities coming within the provisions of this act.”.

Page 5, line 10 (committee of whole amendment): Strike “in cities coming within the provisions of this act.”.

Page 5, line 12 (committee of whole amendment): Strike “cities coming within the provisions of this act.”.

Section 9:

Page 7, lines 16 and 17: Following “shall be paid” strike “as follows.”.

Section 13:

Page 9, line 16: Strike “(d), (e), and (f)”, insert “5, 6, and 7.”.

The title, to read:

AN ACT

Relating to pensions for aged and physically disquali-

fied members of police departments, and for the creation of police pension funds and police pension boards.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

APPROPRIATION FOR ATTORNEY GENERAL

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 93, by Mr. Wieden, relating to appropriation for attorney general, with the recommendation that the Bill be revised as follows:

Section 1 (committee of whole amendment), to read:

Section 1. APPROPRIATION. The sum of six thousand three hundred twenty-five dollars is appropriated to the attorney general.

Section 2:

Insert a new section 2 (committee of whole amendment), to read:

Sec. 2. PURPOSE. Said appropriation may be expended for the purposes and in not to exceed the amount following:

1. Salaries: 1a. deputy corporation attorney, one thousand three hundred thirty-two dollars; 1b. constitutional attorney, eight hundred fifty dollars; 1c. deputy legislative attorney, five hundred dollars; 1d. three stenographers, at one hundred fifty dollars per month for five months, two thousand two hundred fifty dollars.

2. Travel: Transportation and subsistence, two hundred dollars.

3. Operation: Telephone, telegraph, and other delinquent bills, four hundred seventy-eight dollars.

4. Capital investment: 4a. three typewriters, three hundred thirty dollars; 4b. three typewriter desks and chairs, one hundred thirty-five dollars; 4c. four steel filing cabinets, two hundred fifty dollars.

Re-number original section 2 of the bill to read section 3.

Page 1, line 8: Preceding "The appropriation" insert "EXEMPT FROM FINANCIAL CODE."; strike "under the provi-", insert "herein".

Page 1, line 9: Strike "sions of this act"; following "available" strike "and".

Page 1, line 11: Preceding "balances" strike "the".

Re-number original section 3 of the bill to be section 4.

Section 4:

Page 2, line 1: Preceding "To preserve" insert "EMERGENCY."

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

#### GRAHAM COUNTY ROAD

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed House Bill No. 73, relating to Graham county road.

The Bill was placed under the order of business third reading of bills.

#### CIVIL SERVICE CODE

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 118, by Mr. Kelly, relating to civil service code.

The Bill was placed under the order of business third reading of bills.

#### TAX ON MOTOR VEHICLES

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported House Bill No. 23, relating to tax on motor vehicles, as properly engrossed with the following corrections:

Line 5, section 2, (as rewritten by Committee on Style, Revision and Compilation), strike "assesories" and insert "accessories";

In line 8, section 2, (as rewritten by Committee on Style, Revision and Compilation), after the word "thereof" strike the period, insert a semi-colon, and the words "for the second year, seventy-five per cent. of such cost; for the third year, fifty per cent, and for the fourth and each subsequent year, twenty-five per cent; but the assessment of any motor vehicle shall not, in any year, be less than two hundred fifty dollars."

Mr. Pomeroy moved the adoption of the corrections. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

#### WATER CODE

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 84, by Mr. Babbitt, relating to amendments to the water code, as properly engrossed with the following corrections:

In line 2 of the title, after "3288", insert "3290".

On page 2, in line 7, after the words "sustaining fish", insert the word "or".

One page 15, in line 4, strike "(d)".

On page 15, in line 14, strike "(e)".

Mr. Pomeroy moved the adoption of the corrections. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

#### CLASSIFICATION OF COUNTIES

Mr. Kelly moved that Senate Bill No. 100, by Mr. Rienhardt, relating to classification of counties, be amended as follows:

Section 1:

Line 3, page 2: Following "valuation of" insert "more than nine million and";

Line 4, page 2: Following "third class", strike the period, insert a semi-colon, and "counties having an assessed valuation of nine million dollars or less shall belong to the fourth class.";

Section 5 (as amended by committee of whole):

Following the second caption, add "Except in counties of the fourth class,";

Section 6: Strike.

The motion was agreed to and the amendments were adopted.

Mr. Truman moved that the Bill be further amended as follows:

Following the word "than" in line 9, page 1, strike "twenty-five" and insert in lieu thereof "thirty-five";

Following the word "over" in line 12, page 1, strike "twenty-five" and insert in lieu thereof "thirty-five".

The motion was agreed to, and the amendments were adopted.

Mr. Babbitt moved that the Bill be further amended as follows:

On page 1, line 11, strike "fifteen" and insert "twenty";

On page 1, line 14, strike "fifteen" and insert "twenty".

The motion was agreed to and the amendments were adopted.

Mr. Rienhardt moved that the Bill be further amended as follows:

Following Patterson amendment (adopted by committee of Whole), insert "provided, however, this shall not apply to counties other than those of the first class".

The motion was agreed to, and the amendment was adopted.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### RESEARCH INTO BASIC LAWS

By unanimous consent House Joint Resolution No. 3, relating to research into basic laws, was read the second time by number and title.

The Bill was placed under the order of business third reading of bills.

#### PRIVATE EMPLOYMENT AGENTS

By unanimous consent House Bill No. 49, relating to private employment agents, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### CREATION OF POLICE PENSION FUND

By unanimous consent Senate Bill No. 71, by Mr. Rienhardt, relating to creation of police pension fund, was read the second time by number and title.

Mr. Wieden moved that the Bill be amended as follows:

That section 23 be stricken in its entirety.

The motion was lost.

Mr. Dalton moved that the Bill be amended as follows:

Page 2, line 13 (printed bill), after the word "and", strike the word "three", and insert in lieu thereof the word "one".

The motion was lost.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### PUBLIC ACCOUNTANCY

By unanimous consent Senate Bill No. 98, by Mr. Jones, relating to public accountancy, was read the second time by number and title.

Mr. McEachren moved that the Bill be amended as follows:

Add a new subsection to Section 4, to read as follows:

(5) is on the effective date of this act the holder of a certificate of authority to practice as a public accountant issued to him pursuant to the provisions of chapter 45, Session Laws of 1933, Regular Session.

The motion was agreed to, and the amendment was adopted.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### APPROPRIATION FOR ATTORNEY GENERAL

By unanimous consent Senate Bill No. 93, by Mr. Wieden, relating to appropriation for attorney general, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### RELIEF OF THOMAS A. FLYNN

By unanimous consent Senate Bill No. 30, by Mr. Jones, relating to the relief of Thomas A. Flynn, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### SALARIES OF INDUSTRIAL COMMISSIONERS

By unanimous consent Senate Bill No. 86, by Mr. Rienhardt, relating to salaries of industrial commissioners, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### REIMBURSEMENT OF GENERAL FUND

By unanimous consent Senate Bill No. 115, by Mr. Patterson, relating to reimbursement of general fund, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### COUNTY OFFICERS' CHARGES

By unanimous consent, Senate Bill No. 126, by Mr. Wiltbank,

relating to county officers' charges, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### OFFICE OF SECRETARY OF STATE

By unanimous consent Senate Joint Resolution No. 3, by Mr. Angius, relating to office of Secretary of State, was read the second time by number and title.

The President put the question "Shall the Resolution be engrossed and a third reading?", which was decided in the affirmative, and the Resolution was referred to the Committee on Enrolling an Engrossing.

#### INDIAN CATTLEMEN

By unanimous consent, House Concurrent Memorial No. 1, relating to Indian cattlemen, was read the second time by number and title.

The Memorial was placed under order of business third reading of bills.

#### INTANGIBLE TAX

By unanimous consent Senate Bill No. 49, by Mr. Pomeroy and Mr. Kelly, relating to intangible tax, was read the second time by number and title.

Mr. Rienhardt moved that the Bill be amended as follows:

Strike subsection (c) of section 14, lines 35 through 39, page 8.

The motion was lost.

Mr. Rienhardt moved that the Bill be amended as follows:

Sec. 15, page 9, strike line 26, commencing with the words "a lien", strike all of lines 27, 28, 29, 30, 31, and 32.

The motion was agreed to, and the amendment was adopted.

Mr. Rienhardt moved that the Bill be further amended as follows:

Sec. 15, line 24, page 9, printed bill, following the word "act" strike all the rest of line 24, all of line 25, and through the word "behalf" in line 26.

The motion was agreed to, and the amendment was adopted.

Mr. Rienhardt moved that the Bill be further amended as follows:

Strike all of subsections (a) and (b), section 35,

including the amendment heretofore inserted therein, pages 18 and 19, printed bill.

The motion was lost.

Mr. Babbitt moved that the Bill be further amended as follows:

Line 21, page 6, after the word "purpose", insert:

"Provided that any legal indebtedness of the taxpayer whose intangible property is assessed existing at the time of the assessment of such intangible shall be deducted from the valuation thereof for tax purposes, except in the case of intangibles enumerated in class 3, section 10".

The motion was agreed to, and the amendment was adopted.

Mr. Pomeroy moved that Senate Bill No. 49 be indefinitely postponed.

#### RECESS

Mr. McEachren moved that the Senate stand at recess until 1:30 o'clock, p. m. The motion was agreed to, and (at 12 o'clock, noon) the Senate stood at recess.

#### AFTERNOON SESSION

The President called the Senate to order at 1:30 o'clock, p. m.

#### INTANGIBLE TAX

The President put the question "Shall Senate Bill No. 49 be indefinitely postponed?"

A call of the house was requested by Mr. Kelly, Mr. Moore and Mr. Angius. Thereupon the President directed the Sergeant-at-Arms to bring in the absent members.

By unanimous consent (at 1 o'clock and forty minutes, p. m.) the Senate stood at recess, subject to the call of the gavel.

The President called the Senate to order at 1:50 o'clock, p. m.

By unanimous consent the call of the house was dispensed with, and further action on Senate Bill No. 49 was deferred until Mr. Pomeroy's presence in the Senate chamber.

#### DEPARTMENT OF LIBRARY AND ARCHIVES

Mr. Kelly moved that House Bill No. 90, relating to department of library and archives, be withdrawn from the Committee on Style, Revision and Compilation, and placed under the order of business second reading of bills. The motion was agreed to.

By unanimous consent House Bill No. 90, relating to department of library and archives, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a thrid reading?" which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### SUPREME COURT

Mr. Rienhardt moved that Senate Memorial No. 2, by Mr. Jones, Mr. Smith, Mr. Rienhardt, Mr. Wieden, and Mr. Wiltbank, relating to supreme court, be withdrawn from the Committee on Judiciary. The motion was lost.

#### WATER CODE

Senate Bill No. 84, by Mr. Babbitt, relating to amendments to the water code, was read the third and final time, and passed on roll call, which resulted: Ayes 16, Noes 3, as follows.

#### AYES

Angius	McEachren	Stanton
Babbitt	Moore	Truman
Baker	Patterson	Wieden
Dalton	Pomeroy	The President
Hunt	Rienhardt	
Kelly	Smith	

#### NOES

Harrison	Jones	Wiltbank
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The President announced the signing in open session of Senate Bill No. 84, by Mr. Babbitt, relating to amendments to the water code.

#### CIVIL SERVICE CODE

Senate Bill No. 118, by Mr. Kelly, relating to civil service code, was read the third and final time, and passed on roll call without the emergency clause, which resulted: Ayes 12, Noes 7, as follows:

#### AYES

Angius	Hunt	Pomeroy
Babbitt	Kelly	Smith
Dalton	McEachren	Stanton
Harrison	Patterson	The President

#### NOES

Baker	Rienhardt	Wiltbank
Jones	Truman	
Moore	Wieden	

The President announced the signing in open session of Senate Bill No. 118, without the emergency clause, by Mr. Kelly, relating to civil service code.

Mr. Hunt offered the following explanation of his vote on Senate Bill No. 118:

I am voting Aye on this bill because I think it is the lesser of two evils.

MINIMUM WAGE OF PEACE OFFICERS AND FIREMEN

Senate Bill No. 69, by Mr. Rienhardt, relating to minimum wage of peace officers and firemen, was read the third and final time, and passed on roll call, which resulted: Ayes 12, Noes 7, as follows:

AYES

Dalton	Pomeroy	Truman
Jones	Rienhardt	Wieden
Kelly	Smith	Wiltbank
Moore	Stanton	The President

NOES

Angius	Harrison	Patterson
Babbitt	Hunt	
Baker	McEachren	

The President announced the signing in open session of Senate Bill No. 69, by Mr. Rienhardt, relating to minimum wage of peace officers and firemen.

Mr. Angius offered the following explanation of his vote:

I am opposed to the legislature regulating or establishing the salaries of the employees of the cities of the state. I vote NO.

PRICE OF GOLD

Senate Joint Memorial No. 4, by the Committee on Mines and Mining, relating to price of gold, was read the third and final time, and passed on roll call, which resulted: Ayes 16, Noes 3, as follows:

AYES

Angius	Jones	Smith
Babbitt	Kelly	Stanton
Baker	McEachren	Truman
Dalton	Moore	The President
Harrison	Pomeroy	
Hunt	Rienhardt	

NOES

Patterson	Wieden	Wiltbank
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The President announced the signing in open session of Senate Joint Memorial No. 4, by the Committee on Mines and Mining, relating to the price of gold.

TAX ON MOTOR VEHICLES

House Bill No. 23, relating to tax on motor vehicles, was read the third and final time, and passed on roll call, which resulted: Ayes 13, Noes 5, not voting 1, as follows:

## AYES

Babbitt	McEachren	Stanton
Baker	Moore	Wieden
Dalton	Patterson	The President
Hunt	Rienhardt	
Jones	Smith	

## NOES

Angius	Pomeroy	Wiltbank
Harrison	Truman	

## NOT VOTING

Kelly

The President announced the signing in open session of House Bill No. 23, relating to tax on motor vehicles.

## GRAHAM COUNTY ROAD

House Bill No. 73, relating to Graham county road, was read the third and final time, and passed on roll call, which resulted: Ayes 12, Noes 6, not voting 1, as follows:

## AYES

Angius	Jones	Smith
Dalton	Moore	Stanton
Harrison	Pomeroy	Truman
Hunt	Rienhardt	Wieden

## NOES

Babbitt	McEachren	Wiltbank
Baker	Patterson	The President

## NOT VOTING

Kelly

The President announced the signing in open session of House Bill No. 73, relating to Graham county road.

## INTANGIBLE TAX

Mr. Pomeroy renewed his motion to indefinitely postpone Senate Bill No. 49, by Mr. Pomeroy and Mr. Kelly, relating to intangible tax. The motion was agreed to, on roll call, which resulted: Ayes 16, Noes 2, not voting 1, as follows:

## AYES

Angius	Jones	Stanton
Babbitt	McEachren	Wieden
Baker	Moore	Wiltbank
Dalton	Patterson	The President
Harrison	Pomeroy	
Hunt	Rienhardt	

NOES

Smith

Truman

NOT VOTING

Kelly

ADJOURNMENT

Mr. Angius moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 3 o'clock and forty minutes, p. m.) the Senate adjourned until tomorrow, Wednesday, March 3, 1937, at 10 o'clock, a. m.:

PAUL C. KEEFE,  
President.

W. J. GRAHAM,  
Secretary.

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**WEDNESDAY, MARCH 3**

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

THE JOURNAL

By unanimous consent the reading of the Journal of Tuesday, March 2, 1937, was dispensed with, and the Journal was approved.

INHERITANCE AND ESTATE TAXES

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 149, by the Committee on Judiciary, relating to inheritance and estate taxes, with the following amendments:

Page 4, line 7, section 5, after the words "valuation of" in the sub-title, insert the word "gross";

Page 7, line 9, section 5, subsection 6, strike the word "forty" and insert the word "fifty";

Page 7, line 29, section 6, after the words "valu-

ation of" in the sub-title, insert the word "net"; after the "(a)" in line 29, page 7, section 6, insert the following: "Resident. For the purpose of the tax provided for by this act" and strike the capital letter "I" in the word "In" and insert in lieu thereof the small letter "i";

Page 9, line 1, section 6, strike "(b)" an insert in lieu thereof "5";

Page 9, line 2, strike the numeral "1" and insert in lieu thereof the capital letter "A";

Page 9, line 7, strike the numeral "2" and insert in lieu thereof the capital letter "B";

Page 9, line 9, strike "(c)" and insert in lieu thereof the letter "(b)"; add the sub-title "Non-resident.";

Page 9, line 13, strike "paragraph 1,";

Page 9, line 16, strike "(d)";

Page 9, line 24, after "Arizona." insert the following: "2. Property within the state value of not more than twenty-five thousand dollars.";

Page 9, line 25, strike "(e)";

Page 11, section 11, line 24, following the word "showing," insert the following "and upon an order of the superior court having jurisdiction of the probate of the estate,";

Page 12, section 14, line 26, after the word "month," insert the following "after the inventory and appraisal has been filed in an estate being probated,";

Page 12, section 14, lines 28 and 9, strike the words "during the previous month,"; page 12, line 29, strike the words "prior thereto and";

Page 27, section 36, line 11, at the end of the section, insert the following "All expenditures under this act shall be by warrants drawn upon the state auditor, and upon the approval of such expenditures by the state treasurer, as estate tax commissioner.";

Strike the word "ex-officio" wherever it appears in the bill.

Substitute the word "estate" in place of the word "inheritance" wherever it appears in the bill in reference to "inheritance tax";

Page 5, section 5, last line on the page insert the word "been" after the word "have" at the end of the line.

Mr. Patterson moved that the Senate concur in the House

amendments to Senate Bill No. 149. The motion was agreed to on roll call, which resulted: Ayes 19, as follows:

AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The President announced the signing in open session of Senate Bill No. 149, by the Committee on Judiciary, relating to inheritance and estate taxes.

MESSAGES FROM THE HOUSE

Messages from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed the following:

House Bill No. 201, entitled: "An act relating to the sale of motor vehicles, trailers and semi-trailers previously registered in another state or country, and to amend chapter 31, Revised Code of 1928, by adding thereto a new section to be designated section 1653a".

House Bill No. 52, entitled: "An act relating to the payment of wages, providing for semi-monthly paydays, and prescribing the duties of industrial commission".

House Bill No. 91, entitled: "An act relating to commercial feed stuffs, and providing for the regulation of the sale thereof".

House Bill No. 97, entitled: "An act to protect the right of newspaper reporters; to refuse to give information relative to sources of knowledge concerning news items secured and published in newspapers".

INTRODUCTION AND FIRST READING OF BILLS

Mr. Stanton introduced Senate Bill No. 197, entitled: "An act to amend chapter 46, laws regular session twelfth Legislature, 1935, relating to the manufacture and sale of spiritous liquors".

By unanimous consent the Bill was read the first time by number and title.

Mr. Truman moved that the rules be suspended and Senate Bill No. 197 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Methods of Business.

House Bill No. 201, entitled: "An act relating to the sale of motor vehicles, trailers and semi-trailers previously registered in another state or country, and to amend chapter 31, Revised Code of 1928, by adding thereto a new section to be designated section

1653a", was, by unanimous consent read the first time by number and title.

Mr. Patterson moved that the rules be suspended and House Bill No. 201, relating to sale of foreign motor vehicles, be referred to the Committee on Finance and Revenue today. The motion was agreed to.

House Bill No. 52, entitled: "An act relating to the payment of wages, providing for semi-monthly pay days, and prescribing the duties of the industrial commission", was by unanimous consent read the first time by number and title, and was laid over for one day.

House Bill No. 91, entitled: "An act relating to commercial feed stuffs, and providing for the regulation of the sale thereof", was, by unanimous consent read the first time by number and title.

Mr. Pomeroy moved that the rules be suspended and House Bill No. 91 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Methods of Business.

House Bill No. 97, entitled: "An act to protect the right of newspaper reporters; to refuse to give information relative to sources of knowledge concerning news items secured and published in newspapers", was read the first time in full.

Mr. McEachren moved that the rules be suspended and House Bill No. 97 be placed under the order of business second Reading of bills for today. The motion was agreed to.

#### INTERGOVERNMENTAL COOPERATION

Mr. McEachren, for the Committee on Appropriations, reported Senate Bill No. 184, by Mr. Rienhardt, relating to inter-governmental cooperation, with the recommendation that the Bill be amended as follows:

Strike Section 14 in its entirety,

and as so amended the Bill do pass.

Mr. McEachren, Senator from Gila, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

#### CLASSIFICATION OF STATE LANDS

Mr. McEachren, for the Committee on Appropriations, reported Senate Bill No. 161, by Mr. Wiltbank, relating to classification of state lands, with the recommendation that the Bill be amended as follows:

On line 1, page 1, after the word "of" strike "seventy thousand" and in lieu thereof insert "fifty thousand",

and as so amended the Bill do pass.

Mr. Harrison, the Senator from Santa Cruz, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

#### RELIEF OF R. S. BLACK

Mr. McEachren, for the Committee on Appropriations, reported Senate Bill No. 186, by Mr. Stanton, for the relief of R. S. Black, with the recommendation that the Bill be amended as follows:

On line 3, page 1, after the name "Black" strike the period and insert a comma, and add the following: "same to be paid from the funds of the highway department and by the said highway department of the state of Arizona",

and as so amended the Bill do pass.

Mr. Stanton, the Senator from Greenlee, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

#### CLASSIFICATION OF COUNTIES

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 100, by Mr. Rienhardt, relating to classification of counties, as properly engrossed with the following corrections:

In Mr. Pomeroy's amendment to section 2, after the word "two thousand seven hundred dollars" insert "each";

Page 5, line 12, after "ex officio tax" strike "collection" and insert "collector".

Mr. Pomeroy moved adoption of the corrections. The motion was agreed to.

Mr. Babbitt moved that Senate Bill No. 100 be amended as follows:

Page 1, line 9, of the engrossed bill, strike the word "twenty" and insert in lieu thereof the word "fifteen";

Page 1, line 12, of the engrossed bill, strike the word "twenty" and insert the word "fifteen".

The motion was agreed to, and the amendment was adopted.

Mr. Moore moved that the Bill be further amended as follows:

Page 1, line 13, of the engrossed bill, strike the

words "assessed value of nine million dollars" and insert "assessed valuation of eight million dollars".

The motion was agreed to, and the amendment was adopted.

The Bill was re-referred to the Committee on Enrolling and Engrossing.

#### SALARIES OF INDUSTRIAL COMMISSIONERS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed, Senate Bill No. 86, by Mr. Rienhardt, relating to salaries of industrial commissioners.

The Bill was placed under the order of business third reading of bills.

#### APPROPRIATION FOR ATTORNEY GENERAL

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed, Senate Bill No. 93, by Mr. Wieden, relating to appropriation for attorney general.

The Bill was placed under the order of business third reading of bills.

#### PRIVATE EMPLOYMENT AGENTS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed, House Bill No. 49, relating to private employment agents.

The Bill was placed under the order of business third reading of bills.

#### RELIEF OF THOMAS A. FLYNN

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed, Senate Bill No. 30, by Mr. Jones, relating to the relief of Thomas A. Flynn.

The Bill was placed under the order of business third reading of bills.

#### COUNTY OFFICERS' CHARGES

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed, Senate Bill No. 126, by Mr. Wiltbank, relating to county officers' charges.

The Bill was placed under the order of business third reading of bills.

#### REIMBURSEMENT OF GENERAL FUND

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed, Senate Bill No. 115, by Mr. Patterson, relating to reimbursement of general fund.

The Bill was placed under the order of business third reading of bills.

COLORADO RIVER QUESTION

Mr. Smith moved that Senate Concurrent Resolution No. 7, by Mr. Smith, relating to Colorado river question, be withdrawn from the Calendar of the Committee of the Whole, and placed under the order of business second reading of bills for today. The motion was lost.

RIGHTS OF NEWSPAPER REPORTERS

By unanimous consent House Bill No. 97, relating to rights of newspaper reporters, was read the second time by number and title.

Mr. McEachren moved that the rules be further suspended and House Bill No. 97 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 14, Noes 5, as follows:

AYES

Angius	Kelly	Rienhardt
Babbitt	McEachren	Smith
Harrison	Moore	Wieden
Hunt	Patterson	The President
Jones	Pomeroy	

NOES

Baker	Stanton	Wiltbank
Dalton	Truman	

Mr. Moore moved that House Bill No. 97 be amended as follows:

Insert at end of bill "provided such matter be not libelous or malicious".

The motion was agreed to, and the amendment was adopted.

The Bill was referred to the Committee on Enrolling and Engrossing.

REIMBURSEMENT OF GENERAL FUND

Senate Bill No. 115, by Mr. Patterson, relating to reimbursement of general fund, was read the third and final time and passed on roll call, which resulted: Ayes, 19, as follows:

AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The President announced the signing in open session of Senate Bill No. 115, by Mr. Patterson, relating to reimbursement of general fund.

## COUNTY OFFICERS' CHARGES

Senate Bill No. 126, by Mr. Wiltbank, relating to county officers' charges, was read the third and final time and passed on roll call, which resulted: Ayes 18, not voting 1, as follows:

## AYES

Angius	Jones	Smith
Babbitt	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President

## NOT VOTING

Kelly

The President announced the signing in open session of Senate Bill No. 126, by Mr. Wiltbank, relating to county officers' charges.

## RELIEF OF THOMAS A. FLYNN

Senate Bill No. 30, by Mr. Jones, relating to the relief of Thomas A. Flynn, was read the third and final time and passed on roll call, which resulted: Ayes 15, Noes, 4, as follows:

## AYES

Babbitt	McEachren	Smith
Dalton	Moore	Stanton
Harrison	Patterson	Truman
Jones	Pomeroy	Wieden
Kelly	Rienhardt	The President

## NOES

Angius	Hunt	Wiltbank
Baker		

The President announced the signing in open session of Senate Bill No. 30, by Mr. Jones, relating to the relief of Thomas A. Flynn.

## CLASSIFICATION OF COUNTIES

Senate Bill No. 100, by Mr. Rienhardt, relating to classification of counties, was read the third and final time and passed on roll call, which resulted: Ayes 14, Noes 5, as follows:

## AYES

Baker	Moore	Stanton
Dalton	Patterson	Truman
Jones	Pomeroy	Wieden
Kelly	Rienhardt	The President
McEachren	Smith	

## NOES

Angius	Harrison	Wiltbank
Babbitt	Hunt	

The President announced the signing in open session of Senate Bill No. 100, by Mr. Rienhardt, relating to classification of counties.

SALARIES OF INDUSTRIAL COMMISSIONERS

Senate Bill No. 86, by Mr. Rienhardt, relating to salaries of industrial commissioners, was read the third and final time, and passed on roll call, which resulted: Ayes 15, Noes 4, as follows:

AYES

Babbitt	McEachren	Smith
Dalton	Moore	Stanton
Hunt	Patterson	Truman
Jones	Pomeroy	Wieden
Kelly	Rienhardt	The President

NOES

Angius	Harrison	Wiltbank
Baker		

The President announced the signing in open session of Senate Bill No. 86, by Mr. Rienhardt, relating to salaries of industrial commissioners.

APPROPRIATION FOR ATTORNEY GENERAL

Senate Bill No. 93, by Mr. Wieden, relating to appropriation for attorney general, was read the third and final time, and passed on roll call, which resulted: Ayes 17, Noes 2, as follows:

AYES

Babbitt	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wieden
Hunt	Pomeroy	Wiltbank
Jones	Rienhardt	The President
Kelly	Smith	

NOES

Angius	Baker
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The President announced the signing in open session of Senate Bill No. 93, by Mr. Wieden, relating to appropriation for attorney general.

RESEARCH INTO BASIC LAWS

House Joint Resolution No. 3, relating to research into basic laws, was read the third and final time, and passed on roll call, which resulted: Ayes 19, as follows:

AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden

Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The President announced the signing in open session of House Joint Resolution No. 3, relating to research into basic laws.

#### INDIAN CATTLEMEN

House Concurrent Memorial No. 1, relating to Indian cattlemen, was read the third and final time, and passed on roll call, which resulted: Ayes 19, as follows:

##### AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The President announced the signing in open session of House Concurrent Memorial No. 1, relating to Indian cattlemen.

#### PRIVATE EMPLOYMENT AGENTS

House Bill No. 49, relating to private employment agents, was read the third and final time, and passed on roll call, which resulted: Ayes 13, not voting 1, as follows:

##### AYES

Angius	Jones	Smith
Babbitt	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President

##### NOT VOTING

Kelly

The President announced the signing in open session of House Bill No. 49, relating to private employment agents.

#### RIGHTS OF NEWSPAPER REPORTERS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed, House Bill No. 97, relating to rights of newspaper reporters.

Mr. McEachren moved that House Bill No. 97 retain its place under the order of business, third reading of bills. The motion was agreed to.

OPEN EXECUTIVE SESSION

Mr. Patterson moved that the Senate resolve itself into open executive session for the consideration of executive business. The motion was agreed to, and (at 11 o'clock and thirty minutes, a. m.) the Senate convened in open executive session.

Mr. Patterson, for the Committee on Judiciary, reported on the nomination of Mr. R. F. Feland, as superintendent of the bureau of criminal identification, with the recommendation that the appointment be confirmed by the Senate.

Mr. Patterson moved that the Senate advise and consent to the nomination of Mr. R. F. Feland. The motion was agreed to.

Mr. McEachren moved that the Senate reconsider the action taken on the nomination of Mr. R. F. Feland. The motion was lost.

Mr. Patterson moved that the open executive session be dissolved. The motion was agreed to, and (at 11 o'clock and thirty-five minutes, a. m.) the open executive session was dissolved.

RECESS

Mr. McEachren moved that the Senate stand at recess until 2 o'clock, p. m. The motion was agreed to, and (at 11 o'clock and thirty-six minutes, a. m.) the Senate stood at recess.

AFTERNOON SESSION

The President called the Senate to order at 2:20 o'clock, p. m.

LANDLORD AND TENANT

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 31, by Mr. McEachren, relating to landlord and tenant, with the following amendments:

Page 2, section 2, sub-section (c), line 9, after the word "ensuing" strike the word "rental" on that line and all of line 10, and insert the words "ten days." in lieu thereof;

Page 3, section 3, sub-section (c), strike the word "twenty" and insert the word "sixty".

Mr. McEachren moved that the Senate concur in the House amendments to Senate Bill No. 31. The motion was agreed to on roll call, which resulted: Ayes 17, not voting 2, as follows:

AYES

Angius  
Babbitt  
Baker  
Dalton  
Hunt  
Jones

McEachren  
Moore  
Patterson  
Pomeroy  
Rienhardt  
Smith

Stanton  
Truman  
Wieden  
Wiltbank  
The President

## NOT VOTING

Harrison

Kelly

The President announced the signing in open session of Senate Bill No. 31, by Mr. McEachren, relating to landlord and tenant.

## TAX ON MOTOR VEHICLES

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had refused to concur in the Senate amendments to House Bill No. 23, relating to tax on motor vehicles, and had appointed a committee, consisting of Representatives Murray, Shelton and Petersen, to confer with a like committee from the Senate on the matter of disagreement.

The President appointed Mr. Patterson, Mr. Rienhardt and Mr. Dalton, as conferees on the part of the Senate.

## PRIVATE EMPLOYMENT AGENTS

A message from the House of Representatives by Lallah Ruth, its Chief Clerk, announced that the House had concurred in the Senate amendments to House Bill No. 49, relating to private employment agents.

## MESSAGES FROM THE HOUSE

Messages from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed the following:

House Bill No. 99, entitled: "An act relating to commercial fertilizers and providing for the regulation of the manufacture and sale thereof".

House Bill No. 101, entitled: "An act relating to the duties of county treasurers, and amending article 7, chapter 16, Revised Code of 1928, by adding section 864a".

Substitute House Bill No. 45, entitled: "An act relating to assistance to needy blind".

Substitute House Bill No. 46, entitled: "An act relating to assistance to dependent children".

## GRAHAM COUNTY ROAD

A message from the House of Representatives by Lallah Ruth, its Chief Clerk, announced that the House had concurred in the Senate amendments to House Bill No. 73, relating to Graham county road.

## UNIFORM ACT ON CLOSE PURSUIT

By unanimous consent the Senate reverted to the order of business, reports of standing committees, and Mr. Patterson, for the Committee on Judiciary, reported House Bill No. 77, relating to uniform act on close pursuit, with the recommendation that the Bill do pass.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### SLOT MACHINES

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 177, by Mr. Truman, relating to slot machines, with the recommendation that the Bill be amended as follows:

Insert before the word "every" in line 1, the following: "Section 1. OWNERSHIP REQUIRED."

Insert before the word "any", line 10, the following: "Section 2. PROHIBITING LEASING OR RENTING."

Insert before the word "nothing", line 17, the words: "Section 3.",

and as so amended the Bill do pass.

Mr. Truman, the Senator from Pinal, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### PENALTY EXEMPTION ON DELINQUENT TAXES

Mr. Moore, for the Committee on Finance and Revenue, reported House Bill No. 11, relating to penalty exemption on delinquent taxes, with the recommendation that the Bill be amended as follows:

Page 1, line 8, strike "\$1,000.00", and insert in lieu thereof "\$500.00";

and as so amended the Bill do pass.

Mr. Pomeroy, a Senator from Maricopa, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Finance and Revenue, was placed on the Calendar of the Committee of the Whole.

#### PUBLIC ACCOUNTANCY

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 98, by Mr. Jones, relating to public accountancy, as properly engrossed with the following corrections:

Line 1 of item 5, section 4, (amendment by Mr. McEachren), strike "on" and insert "at" preceding "the effective date"; line 2 of the same item, strike "authority" and insert "authority".

Page 9, line 12, strike "another" preceding "state" and insert "another".

Mr. Pomeroy moved the adoption of the corrections. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

#### CREATION OF POLICE PENSION FUND

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 71, by Mr. Rienhardt, relating to creation of police pension fund, as properly engrossed with the following corrections:

On page 7, line 12, strike "(b)" and insert "(c)";

On page 12, line 11, strike "as" preceding "such examination" and insert "at";

On page 12, line 10, strike the word "physican" and insert the word "physician";

In section 23 (amendment adopted February 24th), in lines 2 and 3, strike "ordinanace" and insert "ordinance".

Mr. Pomeroy moved the adoption of the corrections. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

#### INTRODUCTION AND FIRST READING OF BILLS

By unanimous consent the Senate reverted to the order of business introduction and first reading of bills, and Mr. Babbitt introduced Senate Bill No. 198, entitled: "An act relating to services for crippled children, and declaring an emergency".

By unanimous consent the Bill was read the first time by number and title.

Mr. Babbitt moved that the rules be suspended and Senate Bill No. 198 be placed on the Calendar of the Committee of the Whole. The motion was agreed to.

Mr. Babbitt introduced Senate Bill No. 199, entitled: "An act relating to assistance to dependent children, and declaring an emergency".

By unanimous consent the Bill was read the first time by number and title.

Mr. Babbitt moved that the rules be suspended and Senate Bill No. 199 be placed on the Calendar of the Committee of the Whole. The motion was agreed to.

Mr. Babbitt introduced Senate Bill No. 200, entitled: "An act to amend chapter 35 of the laws of the Eleventh Legislature of the state of Arizona, relating to the creation of a state board of public welfare, defining its jurisdiction, powers and duties, providing for the appointment of county boards of public welfare, and defining their jurisdiction, powers and duties, and repealing certain laws therein specified by amending sections 3 and 10 of said chapter, and adding thereto sections 15, 16, 17, 18, 19 and 20, and repealing sections 6, 7, 8, and 11".

By unanimous consent the Bill was read the first time by number and title.

Mr. Babbitt moved that the rules be suspended and Senate Bill No. 200 be placed on the Calendar of the Committee of the Whole. The motion was agreed to.

Mr. Baker introduced Senate Joint Memorial No. 5, relating to flood control of the lower Gila river in Arizona.

By unanimous consent the Memorial was read the first time by number and title, and was laid over for one day.

House Bill No. 99, entitled: "An act relating to commercial fertilizers and providing for the regulation of the manufacture and sale thereof", was, by unanimous consent, read the first time by number and title.

Mr. Pomeroy moved that the rules be suspended and House Bill No. 99 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Methods of Business.

House Bill No. 101, entitled: "An act relating to the duties of county treasurers, and amending article 7, chapter 16, Revised Code of 1928, by adding section 864a", was, by unanimous consent, read the first time by number and title.

Mr. Pomeroy moved that the rules be suspended and House Bill No. 101 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Methods of Business.

Substitute House Bill No. 45, entitled: "An act relating to assistance to needy blind", was, by unanimous consent, read the first time by number and title.

Mr. McEachren moved that the rules be suspended and Substitute House Bill No. 45 be placed on the Calendar of the Committee of the Whole. The motion was agreed to.

Substitute House Bill No. 46, entitled: "An act relating to assistance to dependent children", was by unanimous consent, read the first time by number and title.

Mr. Rienhardt moved that the rules be suspended and Substitute House Bill No. 46 be placed on the Calendar of the Committee of the Whole. The motion was agreed to.

PUBLIC ACCOUNTANCY

Senate Bill No. 98, by Mr. Jones, relating to public accountancy, was read the third and final time, and passed on roll call, which resulted: Ayes 19, as follows:

AYES

Angius  
Babbitt  
Baker  
Dalton  
Harrison

Kelly  
McEachren  
Moore  
Patterson  
Pomeroy

Stanton  
Truman  
Wieden  
Wiltbank  
The President

Hunt  
Jones

Rienhardt  
Smith

The President announced the signing in open session of Senate Bill No 98, by Mr. Jones, relating to public accountancy.

#### RECESS

By unanimous consent (at 3 o'clock and 5 minutes, p. m.) the Senate stood at recess, subject to the call of the gavel.

The President called the Senate to order at 3:15 o'clock, p. m.

#### DEPARTMENT OF LIBRARY AND ARCHIVES

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported House Bill No. 90, relating to department of library and archives, as properly engrossed with the following corrections:

Sec. 2, item 1, strike "authoritive" preceding the word "philosophical" and insert "authoritative";

Sec. 8, line 2 of item 3, strike "purpose" and insert "purposes";

Line 6 of second amendment by Committee of the Whole, after "thereof" strike "to".

Mr. Pomeroy moved the adoption of the corrections. The motion was agreed to, and the bill was placed under the order of business third reading of bills.

House Bill No. 90, relating to department of library and archives, was read the third and final time, and passed on roll call, which resulted: Ayes 19, as follows:

#### AYES

Angius  
Babbitt  
Baker  
Dalton  
Harrison  
Hunt  
Jones

Kelly  
McEachren  
Moore  
Patterson  
Pomeroy  
Rienhardt  
Smith

Stanton  
Truman  
Wieden  
Wiltbank  
The President

The President announced the signing in open session of House Bill No. 90, relating to department of library and archives.

#### OFFICE OF SECRETARY OF STATE

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Joint Resolution No. 3, by Mr. Angius, relating to office of secretary of state, as properly engrossed.

The Resolution was placed under the order of business third reading of bills.

Senate Joint Resolution No. 3, by Mr. Angius, relating to office of secretary of state, was read the third and final time, and failed to pass on roll call, which resulted: Ayes 9, Noes 10, as follows:

AYES

Angius  
Babbitt  
Baker

Dalton  
Hunt  
Kelly

Patterson  
Pomeroy  
Smith

NOES

Harrison  
Jones  
McEachren  
Moore

Rienhardt  
Stanton  
Truman  
Wieden

Wiltbank  
The President

RIGHTS OF NEWSPAPER REPORTERS

Mr. McEachren renewed his motion that House Bill No. 97, relating to rights of newspaper reporters, be retained under the order of business, third reading of bills. The motion was agreed to.

Mr. Kelly moved that the Senate reconsider its action whereby House Bill No. 97 was retained under the order of business, third reading of bills. The motion was lost.

SOCIAL SECURITY

Mr. Kelly moved that the Senate reconsider its action whereby Senate Bills Nos. 198, 199 and 200, Substitute House Bill No. 45 and Substitute House Bill No. 46, all relating to social security, were placed on the Calendar of the Committee of the Whole. The motion was agreed to.

Mr. Kelly moved that the social security bills, Senate Bills Nos. 198, 199 and 200, Substitute House Bill No. 45 and Substitute House Bill No. 46, be referred to Judiciary for preferential consideration. The motion was agreed to.

CREATION OF POLICE FUND

The third and final reading of Senate Bill No. 71, by Mr. Rienhardt, relating to creation of police pension fund, was suspended, and Mr. Rienhardt moved that the Bill be re-referred to the Committee on Enrolling and Engrossing for the following correction:

In section 8, items 5, 6 and 7, insert the words  
"in cities coming within the provisions of this act".

The motion was agreed to, and the Bill was referred to the Committee on Enrolling and Engrossing.

RECESS

By unanimous consent (at 3 o'clock and fifty-eight minutes, p. m) the Senate stood at recess, subject to the call of the gavel.

The President called the Senate to order at 4:20 o'clock, p. m.

CREATION OF POLICE PENSION FUND

Mr. Pomeroy, for the Committee on Enrolling and Engross-

ing, reported Senate Bill No. 71, by Mr. Rienhardt, relating to police pension fund, as properly engrossed.

Senate Bill No. 71, by Mr. Rienhardt, relating to police pension fund, was read the third and final time, and passed on roll call, which resulted: Ayes 15, Noes 4, as follows:

## AYES

Babbitt	Moore	Stanton
Baker	Patterson	Truman
Jones	Pomeroy	Wieden
Kelly	Rienhardt	Wiltbank
McEachren	Smith	The President

## NOES

Angius	Dalton
Hunt	Harrison

The President announced the signing in open session of Senate Bill No. 71, by Mr. Rienhardt, relating to police pension fund.

## INTRODUCTION AND FIRST READING OF BILLS

By unanimous consent the Senate reverted to the order of business, introduction and first reading of bills, and Mr. Babbitt introduced Senate Bill No. 201, entitled: "An act relating to assistance to needy blind, and declaring an emergency".

By unanimous consent the Bill was read the first time by number and title.

Mr. Babbitt moved that the rules be suspended, and Senate Bill No. 201 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Judiciary.

## ADJOURNMENT

Mr. Patterson moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 4 o'clock and twenty-two minutes, p. m.) the Senate adjourned until tomorrow, Thursday, March 4, 1937, at 10 o'clock, a. m.

PAUL C. KEEFFE,  
President.

W. J. GRAHAM,  
Secretary.

**THURSDAY, MARCH 4**

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomerooy	The President
Hunt	Rienhardt	
Jones	Smith	

**THE JOURNAL**

By unanimous consent the reading of the Journal of Wednesday, March 3, 1937, was dispensed with, and the Journal was approved.

**INTRODUCTION AND FIRST READING OF BILLS**

Mr. Rienhardt introduced Senate Bill No. 202, entitled: "An act relating to public officers; providing for reimbursement for mileage and traveling expenses, and amending section 2803, Revised Code of 1928, as amended by chapter 69, Session Laws of 1935, regular session".

By unanimous consent the Bill was read the first time by number and title.

Mr. Rienhardt moved that the rules be suspended and Senate Bill No. 202 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Judiciary.

Mr. Baker introduced Senate Bill No. 203, entitled: "An act amending section 1452, Revised Code of Arizona, 1928, workmen's compensation law, 'appeal to Supreme Court'".

By unanimous consent the Bill was read the first time by number and title, and was laid over for one day.

Mr. Babbitt introduced Senate Bill No. 204, entitled: "An act relating to education conferring power upon the boards of education, and amending section 1106, Revised Code, 1928".

By unanimous consent the Bill was read the first time by number and title.

Mr. Babbitt moved that the rules be suspended and Senate Bill No. 204 be placed under the order of business second reading of bills for today. The motion was agreed to.

**REFERENCE OF BILLS**

The President made the following reference of Bills:

House Bill No. 52, relating to semi-monthly paydays, to the Committee on Finance and Revenue.

Senate Joint Memorial No. 5, by Mr. Baker, relating to lower Gila river, to the Committee on Agriculture and Irrigation.

#### REAL ESTATE AND PERSONAL PROPERTY

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 164, by Mr. Patterson, relating to real estate and personal property, with the recommendation that the Bill do pass.

Mr. Patterson, a Senator from Yavapai, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### COMMERCIAL FERTILIZERS

Mr. Jones, for the Committee on Methods of Business, reported House Bill No. 99, relating to commercial fertilizers, with the recommendation that the Bill do pass.

The Bill, accompanied by the report of the Committee on Methods of Business, was placed on the Calendar of the Committee of the Whole.

#### COMMERCIAL FEED STUFFS

Mr. Jones, for the Committee on Methods of Business, reported House Bill No. 91, relating to commercial feed stuffs, with the recommendation that the Bill do pass.

The Bill, accompanied by the report of the Committee on Methods of Business, was placed on the Calendar of the Committee of the Whole.

#### DUTIES OF COUNTY TREASURERS

Mr. Jones, for the Committee on Methods of Business, reported House Bill No. 101, relating to duties of county treasurers, with the recommendation that the Bill be amended as follows:

Section 1, line 6, page 1, strike the word "one"  
insert the word "fifteen" in lieu thereof,  
and as so amended the Bill do pass.

The Bill, accompanied by the report of the Committee on Methods of Business, was placed on the Calendar of the Committee of the Whole.

#### SALE OF FOREIGN MOTOR VEHICLES

Mr. Moore, for the Committee on Finance and Revenue, reported House Bill No. 201, relating to sale of foreign motor vehicles, with the recommendation that the Bill do pass.

Mr. Moore, the Senator from Navajo, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Finance and Revenue, was placed on the Calendar of the Committee of the Whole.

#### COMMITTEE ON RULES

Mr. Babbitt moved that the Senate reconsider its action whereby it adopted the report of the Committee on Rules of March 2, 1937. The motion was lost.

#### AGRICULTURAL COOPERATIVE ASSOCIATIONS

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 117, by Mr. Jones, relating to agricultural cooperative associations, with the recommendation that the Bill be revised as follows:

##### Section 1:

Insert a new section 1 to read:

Section 1. SHORT TITLE. This act may be cited as the agricultural cooperative association act.

Re-number original section 1 of the bill to read section 3, and transpose the section to proper numerical order.

##### Section 2:

Page 1, lines 7 and 8: Following "DEFINITIONS." strike "As used"; following "context" strike "or subject matter requires"; following "otherwise" insert "requires:".

Page 1, line 9: Strike "include", insert "includes".

Page 2, line 10: Strike.

Page 2, line 19: Following "includes" strike "an"; preceding "partnership" strike "a"; preceding "corporation" strike "a".

Page 2, line 20: Preceding "association" strike "an".

##### Section 3:

Re-number original section 3 to read section 4.

Re-number all subsequent sections consecutively.

##### Section 5:

Page 3, line 3: Strike "Such", insert "An".

##### Section 6:

Page 4, line 8: Preceding "if organized" strike "and".

Page 4, line 11: Preceding "if more than" strike

“and”.

Page 4, line 15: Strike “provided, that”.

Section 7:

Page 5, lines 5 and 6: Strike “OF INCORPORATION. Issuing certificates of incorporation.”.

Page 5, line 8: Following “If the” strike “corporation”.

Section 8:

Page 5, line 19: Strike “AMENDMENTS”, insert “AMENDMENT”; strike “OF INCORPORATION.”.

Page 6, line 4: Strike “meetings.”, insert “meeting.”.

Page 6, line 11: Preceding “secretary or” strike “or”.

Section 10:

Page 7, line 17: Strike “existed”, insert “exists”; strike “took”, insert “takes”.

Page 8, line 1: Strike “subdivision 1 of this section, it is hereby specifically provided that”, insert “subsection (a)”.

Section 12:

Page 10, lines 17 and 18: Strike “TRANSFERS, DIVIDENDS, PREFERRED STOCK.”.

Section 13:

Page 12, line 11: Strike “HOW CALLED.”.

Page 12, line 21: Following “provided by law or” insert “by”.

Section 14:

Page 13, line 10: Preceding “named or elected” strike “was”, insert “is”.

Section 16:

Page 15, line 19: Following “directors” strike “but”, insert “and”.

Section 17:

Page 16, line 7: Following “on the charges” strike “and”.

Section 18:

Page 16, line 16: Strike “I. Period, withdrawal.”, insert “(a)”.

Page 17, line 9: Strike “provided that”, insert “but”.

Page 17, line 13: Strike "II. DAMAGES FOR BREACH.", insert "(b)".

Page 17, line 21: Strike "III. EQUITABLE RELIEF.", insert "(c)".

Page 18, line 6: Strike "IV. LANDOWNER PRESUMED TO CONTROL DISPOSAL OF PRODUCTS.", insert "(d)".

Page 18, line 8: Preceding "landlord" strike "or".

Page 18, line 9: Preceding "possession" strike "or".

Page 18, line 10: Preceding "possession" strike "or"; following "possession or" strike "labor", insert "work".

Page 18, line 11: Preceding "landlord" strike "or".

Page 18, line 15: Strike "V. RECORDING CONTRACTS.", insert "(e)".  
Section 19:

Page 20, lines 2, 3, and 4: Strike "MISDEMEANOR TO INDUCE BREACH OF MARKETING CONTRACT OF COOPERATIVE ASSOCIATION; SPREADING FALSE REPORTS ABOUT THE MANAGEMENT OR FINANCES THEREOF.", insert "PENALTIES."

Page 20, line 9: Following "hundred" strike "dollars and not", insert "nor".

Section 20:

Page 20, line 12: Following "ASSOCIATIONS" strike "ARE".

Section 22, to read:

Sec. 22. ANNUAL REPORTS. An association formed under this act shall file with the corporation commission an annual report on forms furnished by the commission, containing a general statement of its business during the fiscal year, the total expenses of operation, and its balance sheet, and, if a stock association, showing the amount of capital stock paid up and the number of shareholders, or if a non-stock association, the number of members and the amount of membership fees received.

Section 26:

Page 24, line 19: Strike "of this act."

Section 28:

Strike the entire section and insert a new section 28, to read:

Sec. 28. SEVERABILITY. If any provision of

this act be held invalid, such invalidity shall not affect other provisions which can be given effect without the invalid provision, and to this end the provisions of the act are declared to be severable.

Section 29:

Page 25, line 11: Strike "QUALIFICATION.", insert "Every"; strike "Associations", insert "association".

Section 30:

That the entire section be stricken from the bill. Re-number section 31 to be section 30.

Section 30 to read:

Sec. 30. REPEAL. Sections 556 to 575, inclusive, Revised Code of 1928, are repealed. This section does not negative an implied repeal of any statute which conflicts with this act.

Re-number section 32 to be section 31.

The title, to read:

#### AN ACT

Relating to agriculture, and providing for the organization of agricultural cooperative associations.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

#### COMMITTEE ON RULES

Mr. Babbitt moved that the Senate reconsider its action whereby it adopted the report of the Committee on Rules of March 2, 1937. The motion was lost.

#### REPEAL OF SALES TAX

Mr. Angius moved that Senate Bill No. 158, by Mr. Angius, relating to repeal of sales tax, be placed on the Calendar of the Committee of the Whole for consideration today. The motion was lost on roll call, which resulted: Ayes 6, Noes 13, as follows:

#### AYES

Angius  
Jones

Moore  
Smith

Truman  
Wieden

#### NOES

Babbitt  
Baker  
Dalton  
Harrison  
Hunt

Kelly  
McEachren  
Patterson  
Pomeroy  
Rienhardt

Stanton  
Wiltbank  
The President

AGRICULTURAL COOPERATIVE ASSOCIATIONS

By unanimous consent Senate Bill No. 117, by Mr. Jones, relating to agricultural cooperative associations, was read the second time by number and title.

Mr. Pomeroy moved that the Bill be amended as follows:

Sec. 7, line 14, page 4, strike the word "ten" and insert the word "thirty".

The motion was agreed to, and the amendment was adopted.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

CURRICULUM DEGREES

Senate Bill No. 204, by Mr. Babbitt, relating to curriculum degrees, was read the second time in full.

Mr. Babbitt moved that the rules be further suspended and Senate Bill No. 204 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 16, Noes 3, as follows:

AYES

Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Wiltbank
Harrison	Patterson	The President
Hunt	Pomeroy	
Jones	Rienhardt	

NOES

Angius	Truman	Wieden
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The Bill was referred to the Committee on Enrolling and Engrossing.

RIGHTS OF NEWSPAPER REPORTERS

Mr. Kelly moved that the amendment to House Bill No. 97, relating to rights of newspaper reporters, adopted by the Senate on March 2, be stricken. The motion was agreed to.

Mr. Rienhardt moved that the Bill be further amended as follows:

In line 1, sec. 1, of engrossed Bill, strike the word "or".

The motion was lost.

House Bill No. 97, relating to rights of newspaper reporters, was read the third and final time, and passed on roll call, which resulted: Ayes 18, Noes 1, as follows:

## AYES

Angius	Jones	Smith
Babbitt	Kelly	Stanton
Baker	McEachren	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President

## NOES

Moore

The President announced the signing in open session of House Bill No. 97, relating to rights of newspaper reporters.

## COMMITTEE OF THE WHOLE

Mr. Angius moved that the Senate resolve itself into Committee of the Whole for the consideration of bills on the Calendar. The motion was agreed to, and (at 10 o'clock and fifty-seven minutes, a. m.) the Senate resolved itself into Committee of the Whole, with Mr. Pomeroy in the chair.

At 12:02 o'clock, p. m., the Committee of the Whole arose.

## RECESS

Mr. Rienhardt moved that the Senate stand at recess until 2 o'clock, p. m. The motion was agreed to, and (at 12 o'clock and five minutes, p. m.) the Senate stood at recess.

## AFTERNOON SESSION

The President called the Senate to order at 2 o'clock, p. m.

## COMMITTEE OF THE WHOLE

By unanimous consent (at 2 o'clock and ten minutes, p. m.) the Senate resolved itself into Committee of the Whole for the consideration of bills on the Calendar, with Mr. Pomeroy in the chair.

At 3:20 o'clock, p. m., the Committee of the Whole arose.

## ARIZONA BOULDER DAM POWER COMMISSION

Mr. Smith laid before the Senate a communication from the United States Department of the Interior, Bureau of Reclamation, Washington, which was read as follows:

February 25, 1937

Mr. Evans Blewett,  
Treasurer,  
Boulder Dam Power Transmission Ass'n of Arizona,  
Phoenix, Arizona.

My dear Mr. Blewett:

I have received your letter of February 19, re-

garding the purchase by Arizona or her citizens or corporations, of Boulder Canyon electrical energy for use in the state. The Department has not decided whether ratification of the Colorado River Compact would be a prerequisite to such a sale of electrical energy, but if the point becomes material in connection with bills pending in the legislature, it would be proper for the committee having the matter in charge, to make inquiry of the Department in the effort to secure a ruling.

No contract has yet been made for the sale of water for the Gila project, so that the terms which the Department will require in connection with the sale of water for this land in Arizona, are also not yet known.

Very truly yours,

(Signed) GEO. O. SANFORD,  
Acting Commissioner.

#### ADJOURNMENT

Mr. Angius moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 3 o'clock and twenty-seven minutes, p. m.) the Senate adjourned until tomorrow, Friday, March 5, 1937, at 10 o'clock, a. m.

PAUL C. KEEFE,  
President.

W. J. GRAHAM,  
Secretary.

## FRIDAY, MARCH 5

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President

The President announced that Mr. Wieden had been excused.

### THE JOURNAL

By unanimous consent the reading of the Journal of March 4, 1937, was dispensed with, and the Journal was approved.

### STATE TEACHERS' COLLEGES

Mr. Pomeroy laid before the Senate a communication from the Young Democratic Clubs of Arizona, urging the passage of House Bill No. 21, relating to state teachers' colleges.

### DUTIES OF STATE AUDITOR

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 15, by Mr. Patterson, relating to duties of state auditor, with the following amendment:

At the end of the Bill strike the period and insert the following:

"except the governor shall cause an audit to be made each fiscal year of the books, affairs and accounts of the state auditor, of the loan commission and of the state land department."

Mr. Patterson moved that the Senate concur in the House amendment. The motion was agreed to on roll call, which resulted: Ayes 17, not voting 2, as follows:

### AYES

Angius	Jones	Smith
Babbitt	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	

### NOT VOTING

Kelly	Wieden
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The President announced the signing in open session of Senate Bill No. 15, by Mr. Patterson, relating to duties of state auditor.

#### DEPARTMENT OF LIBRARY AND ARCHIVES

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had concurred in the Senate amendments to House Bill No. 90, relating to department of library and archives.

#### MESSAGES FROM THE HOUSE

Messages from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed the following:

House Bill No. 134, entitled: "An act relating to the formation of limited partnerships, prescribing the rights, powers, duties and liabilities of such partnerships and the members thereof among themselves and to the public and providing for the withdrawal of members, the dissolution of such partnerships and distribution of assets, and repealing laws inconsistent herewith."

House Bill No. 86, entitled: "An act to prevent the unlawful occupancy of state lands."

House Bill No. 170, entitled: "An act relating to motor vehicle fuel tax; and providing for the sale of kerosene without paying tax."

House Concurrent Resolution No. 11, proposing an amendment to the constitution of Arizona relating to workmen's compensation for occupational diseases.

House Concurrent Memorial No. 5, on highway legislation.

House Joint Memorial No. 6, relating to flood control on the lower Gila river in Arizona.

#### COMMITTEE ON RULES

Mr. Keefe, for the Committee on Rules, recommended that the following procedure be used for the remainder of the Thirteenth Regular Session of the Arizona State Legislature:

That all bills after being reported out of the Committee of the Whole, be placed under the order of business second reading of bills, omitting reference to the Style, Revision and Compilation Committee.

Mr. Smith moved the adoption of the recommendation. The motion was agreed to.

#### REPORT OF THE COMMITTEE OF THE WHOLE

Mr. Pomeroy, for the Committee of the Whole, reported Senate Bill No. 82, by Mr. Angius, relating to establishment of a department of finance; Senate Bill No. 160, by Mr. Angius and Mr. Babbitt, relating to Arizona state police; House Bill No. 64,

relating to benefit corporations; Senate Bill No. 138, by Mr. Rienhardt, relating to driving under influence of liquor; Senate Bill No. 105, by Mr. Hunt, relating to adoption of budgets; Senate Bill No. 106, by Mr. Moore and Mr. Rienhardt, relating to motor vehicle registration; Senate Bill No. 112, by Mr. Patterson, relating to minimum rate of interest on deposits; Senate Bill No. 99, by Mr. Truman, relating to compromise of taxes; Senate Bill No. 124, by Mr. Jones, for the relief of Moore and Hyams; Senate Bill No. 88, by Mr. Patterson, relating to assets in dissolved corporations; Senate Bill No. 89, by Mr. Patterson, relating to stockholders in consolidated corporations; Senate Bill No. 26, by Mr. Rienhardt, relating to the creation of the Arizona power authority; and House Bill No. 200, relating to unemployment compensation.

The recommendations of the Committee were:

That Senate Bill No. 82 be amended as follows:

In Section 29, subdivision b, lines 28 and 29: Strike "co-terminous with that of the governor" and insert in lieu thereof "for a term of six years".

In section 61, subdivision a, lines 4 and 5: Strike "co-terminous with that of the governor" and insert in lieu thereof "for a term of six years".

And as so amended, the Bill do pass.

That Senate Bill No. 160 be retained on the Calendar.

That House Bill No. 64 do pass.

That Senate Bill No. 138 do pass.

That Senate Bill No. 105 be amended as follows:

Line 1, page 2 (printed bill): Strike the last sentence, from "In the event" to and including "next fiscal year"; insert:

"In the event that actual receipts from all sources exceed the amount estimated in the budget, the excess shall be applied, first, to the retirement of warrants of prior years in the order of registration; if no such warrants remain outstanding such excess shall be retained by the treasurer as a reserve, and applied, as the board of supervisors may direct, either to reduction of the tax levy for the next fiscal year or to the sinking fund for the retirement of general county bonds or to both. In determining the amount to be levied for the fiscal year following the application of such excess or any part thereof to the reduction of the tax levy, the board shall use as a basis of limitation on the tax levy the amount of the tax levy for the year next preceding the use of such excess."

And as so amended, the Bill do pass.

That Senate Bill No. 106 do pass.

That Senate Bill No. 112 do pass.

That Senate Bill No. 99 do pass.

That Senate Bill No. 124 be amended as follows:

On line 2, page 1, after the word "of" strike the words "fourteen thousand two hundred and fifty dollars" and in lieu thereof, insert the following words: "ten thousand six hundred twenty-four dollars and eighty cents".

And as so amended, the Bill do pass.

That Senate Bill No. 88 do pass.

That Senate Bill No. 89 do pass.

That Senate Bill No. 26 be amended as follows:

Strike out the complete act in its entirety and in lieu thereof insert the following:

#### "AN ACT

#### RELATING TO HYDRO-ELECTRIC POWER TRANSMISSION FROM THE COLORADO RIVER, AND PROVIDING FOR STATE PARTICIPATION IN THE COST OF A FEDERAL SURVEY.

Be it enacted by the Legislature of the State of Arizona:

Section 1. AUTHORIZATION FOR COOPERATIVE AGREEMENT. (a) For the purpose of procuring impartial and dependable information and data with respect to the feasibility and practicability of utilizing the hydro-electric energy available to this state from the Boulder canyon dam and other projects or dams constructed or being constructed on the Colorado river and of determining, in the event that such use be found to be feasible and practicable, the best means of utilizing such hydro-electric energy, the governor is authorized and directed to effect an arrangement or agreement with an appropriate agency of the United States government for an engineering and economic survey, investigation and study of such subject.

(b) It shall be the duty of the governor to request the secretary of the interior to select and designate the commission, board, or other agency of the United States government best adapted for the making of such survey, investigation, and study, and to assist in procuring an agreement whereby the agency so designated will undertake and prosecute the same.

(c) Such agreement shall provide that upon the completion of said survey the designated agency shall furnish the governor with a report of its findings from the standpoint both of engineering and economic facts, together with recommendations based thereon, regard-

ing the utilization of said hydro-electric energy in this state, and the governor shall transmit the report and recommendations to the Colorado river commission and lay the same before the legislature at the next regular or special session thereof.

(d) The governor is authorized to obligate the state to the payment of not to exceed twenty thousand dollars to reimburse the United States government, or the agency thereof making the said survey, for the expense attendant upon the same.

Sec. 2. COLORADO RIVER COMPACT NOT RATIFIED. Nothing in this act shall be construed as confirming or ratifying the Colorado river compact or as waiving any of the rights or claims of the state of Arizona or of the inhabitants thereof to the waters of the Colorado river or its tributaries.

Sec. 3. APPROPRIATION. The sum of twenty thousand dollars is appropriated, to be paid as and at the time the said agreement may prescribe, upon claims approved by the governor.

Sec. 4. 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."

And, as so amended, the Bill do pass.

That House Bill No. 200 be retained on the Calendar.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to.

Senate Bill No. 82 was placed under the order of business second reading of bills.

Senate Bill No. 160 retained its place on the Calendar.

House Bill No. 64 was placed under the order of business second reading of bills.

Senate Bill No. 138 was placed under the order of business second reading of bills.

Senate Bill No. 105 was placed under the order of business second reading of bills.

Senate Bill No. 106 was placed under the order of business second reading of bills.

Senate Bill No. 112 was placed under the order of business second reading of bills.

Senate Bill No. 99 was placed under the order of business second reading of bills.

Senate Bill No. 124 was placed under the order of business second reading of bills.

Senate Bill No. 88 was placed under the order of business second reading of bills.

Senate Bill No. 89 was placed under the order of business second reading of bills.

Senate Bill No. 26 was placed under the order of business second reading of bills.

House Bill No. 200 retained its place on the Calendar.

#### INTRODUCTION AND FIRST READING OF BILLS

Mr. Smith introduced Senate Bill No. 205, entitled: "An act for the relief of E. M. Carrow".

By unanimous consent the Bill was read the first time by number and title.

Mr. Smith moved that the rules be suspended and Senate Bill No. 205 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Appropriations.

Mr. Keefe introduced Senate Bill No. 206, entitled: "An act relating to Arizona folklore, folksongs, and legends".

By unanimous consent the Bill was read the first time by number and title.

Mr. Babbitt moved that the rules be suspended and Senate Bill No. 206 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Appropriations.

House Bill No. 170, entitled: "An act relating to motor vehicle fuel tax; and providing for the sale of kerosene without paying tax", was, by unanimous consent, read the first time by number and title.

Mr. Angius moved that the rules be suspended and House Bill No. 170 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Finance and Revenue.

House Bill No. 86, entitled: "An act to prevent the unlawful occupancy of state lands", was, by unanimous consent, read the first time by number and title, and was laid over for one day.

House Bill No. 134, entitled: "An act relating to the formation of limited partnerships, prescribing the rights, powers, duties and liabilities of such partnerships and the members thereof among themselves and to the public and providing for the withdrawal of members, the dissolution of such partnerships and distribution of assets, and repealing laws inconsistent herewith", was, by unanimous consent, read the first time by number and title, and was laid over for one day.

House Joint Memorial No. 6, relating to flood control on the

lower Gila river in Arizona, was, by unanimous consent, read the first time by number and title, and was laid over for one day.

House Concurrent Resolution No. 11, proposing an amendment to the constitution of Arizona relating to workmen's compensation for occupational diseases, was, by unanimous consent, read the first time by number and title; and was laid over for one day.

House Concurrent Memorial No. 5, on highway legislation, was, by unanimous consent, read the first time by number and title, and was laid over for one day.

#### REFERENCE OF BILLS

The President made the following reference of Bills:

Senate Bill No. 203, by Mr. Baker, relating to award of industrial commission, to the Committee on Judiciary.

#### COMMITTEE ON RULES

Mr. Keefe, for the Committee on Rules, submitted the following Calendar for consideration in the Committee of the Whole today:

Senate Bill No. 160, House Bill No. 200, Senate Bill No. 168, Substitute House Bill No. 46, Senate Bill No. 198, Substitute House Bill No. 45, Substitute House Bill No. 84, House Bill No. 201, House Bill No. 68, House Bill No. 51, Senate Bill No. 173, Senate Bill No. 184, Senate Bill No. 109, Senate Bill No. 110, Senate Bill No. 111, Senate Bill No. 112, Senate Bill No. 113, Senate Bill No. 65 and Senate Bill No. 66.

Mr. Kelly moved the adoption of the recommendation of the Committee on Rules. The motion was agreed to.

#### LA PALMA-CASA GRANDE ROAD

Mr. Smith, for the Committee on Highways and Bridges, reported Senate Bill No. 192, by Mr. Truman, relating to La Palma-Casa Grande road, with the recommendation that the Bill do pass.

Mr. Truman, the Senator from Pinal, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Highways and Bridges, was placed on the Calendar of the Committee of the Whole.

#### SPIRITOUS LIQUOR REGULATIONS

Mr. Jones, for the Committee on Methods of Business, reported Senate Bill No. 197, by Mr. Stanton, relating to spiritous liquor regulations, with the recommendation that the Bill be amended as follows:

Insert at the end of line 4, page 3 of the type-

written bill new sections to be designated as Sections 5A1 and 5A2 to read:

Section 5A1. No liquor license shall be issued or granted to any person or corporation unless the person applying for the license has been an actual continuous and bona fide resident of the state of Arizona for three years preceding the date of such application, and no license shall be issued to any corporation unless twenty per cent of the owners of the outstanding capital stock of such corporation sign and execute the application of any such corporation.

Section 5A2. No municipality in this state shall charge or collect license fees which exceed those herein set to be collected by the state tax commission. No municipality shall prohibit the sale of packaged liquors with relation to the size or volume of the contents of such package.

And as so amended the Bill do pass.

The Bill, accompanied by the report of the Committee on Methods of Business, was placed on the Calendar of the Committee of the Whole.

NEEDY BLIND

Mr. Patterson, for the Committee on Judiciary, reported Substitute House Bill No. 45, relating to needy blind, with the recommendation that the Bill be amended as follows:

That the title be amended by inserting at the end thereof a comma and the words "and declaring an emergency".

That everything after the enacting clause be stricken and that the provisions of Senate Bill No. 201 be inserted in lieu thereof.

That section 2 of the Senate Bill be stricken and section 2 of the House Bill be inserted in lieu of section 3 of the Senate Bill.

That on page 5, section 5, sub-division (g) after the word "practice" insert the word "medicine".

On page 5 after sub-division (h) insert sub-divisions (i) and (j) as contained in the House bill.

In section 6, page 6, strike "public instruction" and insert in lieu thereof "health".

Section 9, page 7, strike the second paragraph of section 9.

And as so amended the Bill do pass.

Mr. Rienhardt, a Senator from Gila, and Mr. Babbitt, the Senator from Coconino, were designated as managers of the Bill.

The Bill, accompanied by the report of the Committee on

Judiciary, was placed on the Calendar of the Committee of the Whole.

#### SERVICES FOR CRIPPLED CHILDREN

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 198, by Mr. Babbitt, relating to services for crippled children, with the recommendation that the Bill do pass.

Mr. Babbitt, the Senator from Coconino, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### DEPENDENT CHILDREN

Mr. Patterson, for the Committee on Judiciary, reported Substitute House Bill No. 46, relating to dependent children, with the recommendation that the Bill be amended as follows:

That the title be amended by adding "and declaring an emergency".

Strike all after the enacting clause and insert in lieu thereof Senate Bill No. 199.

That Section 6 of said Senate Bill be amended as follows: (All references to Committee copy).

Following the word "papers" and before the words "the officers and employees" in the following line, insert a semi-colon and add: "all such witnesses to be paid the same fees as are now paid to witnesses in the United States District Court of the state of Arizona".

That section 8 of said Senate Bill be amended to read as follows:

Section 8. PAYMENT OF ASSISTANCE. When an assistance award is made, the certification herein provided for, to the State Auditor shall until modified, suspended, or discontinued by order of the State Board, be authority to the said official to draw his warrant in payment of such assistance out of the 'Assistance to Dependent Children 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."

That a new section be added to be numbered Section 9 to read as follows:

"Section 9. MAXIMUM PAYMENTS. In no event shall the amount of assistance paid under the provisions of this Act to any recipient exceed the sum of \$18.00 for the first child and \$12.00 for each additional

child in the same family, for any one calendar month."

That section 9 be renumbered 10 and all subsequent sections be renumbered which will be inclusive of numbers 10 to 26.

That said section 22, renumbered 23, "LIMITATIONS OF ACT" be amended to read as follows:

"Section 23. 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 hereinafter 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.

Nothing in this Act shall be construed as authorizing any state official, agent, or representative in carrying out any of the provisions of this Act, to take charge of any child over the objection of either of the parents of such child, or of the person standing in loco parentis to such child."

"Section 5. APPLICATION FOR ASSISTANCE. Application for assistance under this Act shall be made to the County Board of the county in which the dependent child resides. The application shall be in writing or reduced to writing in the manner and upon the form prescribed by the State Board and shall be verified by the oath of the applicant. The application shall be made by the relative having responsibility for the care of the dependent child and shall contain information as to the age and residence of the child and such other information as may be required by the rules and regulations of the State Board. One application may be made for several children of the same family if they reside with the same person."

And as so amended the Bill do pass.

Mr. Babbitt, the Senator from Coconino, and Mr. Rienhardt, a Senator from Gila, were designated as managers of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### BOARD OF SOCIAL SECURITY AND PUBLIC WELFARE

Mr. Patterson, for the Committee on Judiciary, reported Substitute House Bill No. 84, relating to board of social security and public welfare, with the recommendation that the Bill be amended as follows:

Strike after the enacting clause and amend by inserting Senate Bill No. 200, by Mr. Babbitt; and amend Senate Bill No. 200 by striking beginning with the word "provided", line 5, subsection J of section 3, through the word "paid", in line 14, subsection J of

section 3, the references are to the typewritten bill, and as so amended the Bill do pass.

Mr. Babbitt, the Senator from Coconino, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### ARIZONA PECAN INDUSTRY

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 139, relating to Arizona pecan industry, with the recommendation that the bill be revised as follows:

##### Section 1:

Page 1, line 2: Strike "DESIGNATION.", insert "SHORT TITLE."; strike "shall be designated", insert "may be cited".

##### Section 2:

Re-number original section 9 to read section 2, and transpose the section to proper numerical order.

Page 4, line 19: Strike "AS USED IN THIS ACT."; strike "When used".

Page 4, line 20: Strike "the words herein mentioned shall be defined as follows:", insert "unless the context otherwise requires:".

Page 4, line 23: Strike "shall mean", insert "means".

Page 5, line 7: Preceding "any group" strike "is", insert "means".

Page 5, line 9: Preceding "any sign" strike "is", insert "means".

Re-number original section 2 to read section 3, and re-number subsequent sections to and including section 8 consecutively.

##### Section 3:

Page 1, line 4: Strike "PURPOSE OF ACT.", insert "DECLARATION. The purpose of this act is".

Page 1, line 5: Preceding "to prevent" strike "and".

Page 1, line 8: Strike "in packages and bulk"; following "this state" insert "in packages or bulk".

##### Section 4:

Page 1, line 10: Strike "The provisions of".

Page 1, line 11: Strike "(S. 175m) of".

Page 1, line 12: Strike "and under the terms and

conditions, as", insert "in accordance with the provisions".

Page 1, line 13: Strike "provided", insert "prescribed"; strike "(2S. 175m to 175r, inc), chap. 95," insert "of said chapter."

Page 1, line 14: Strike "session laws of 1929, and".

Page 1, line 15: Strike "enforce this act.", insert "cooperate in such enforcement."

Page 1, line 16: Preceding "the state" strike "and".

Page 1, line 17: Preceding "enforcing" strike "the".

Page 1, line 20: Strike "under the terms of this act."

Section 5:

Page 1, line 22: Following "shall have" strike "the".

Page 2, line 4: Strike "He", insert "Each such officer"; following "powers" strike "in", insert "with respect to".

Page 2, line 5: Following "performance of" strike "his", insert "the"; following "duties" insert "imposed by this act"; preceding "possessed" insert "are".

Page 2, line 10: Strike "the party or parties", insert "any person whom".

Page 2, line 12: Strike "of this act.", insert "thereof."

Section 6:

Page 2, lines 13 and 14: Strike "STANDARDS ESTABLISHED. There is hereby established a standard for unshelled pecans.", insert "STANDARD FOR UNSHELLED PECANS. (a)".

Page 2, line 22: Following "tolerated." begin a new paragraph, and insert "(b)".

Section 7:

Page 2, lines 26 and 27: Strike "UNLAWFUL TO PACK OR SELL NOT IN CONFORMITY, DECEPTIVE PACK, MISLABELLED GOODS.", insert "PE-CANS NOT IN CONFORMITY WITH ACT. (a)".

Page 3, line 4: Following "pecans." begin a new paragraph, and insert "(b)".

Section 8:

Page 3, line 8: Strike "PUBLIC NUISANCE,"

Page 3, line 18: Strike "justice's", insert "justice"; strike "county,", insert "precinct,".

Page 3, line 19: Strike "precinct", insert "county".

Page 3, line 28: Strike "AND-OR", insert "or".  
Section 9, to read:

Sec. 9. GRADING RULES. (a) The supervisor is empowered, after thorough investigation, to establish and enforce such grading rules for unshelled pecans, as may be deemed necessary and not in conflict with the provisions of this act. Before becoming effective, such rules and regulations shall be submitted for approval at one or more public meetings of representative growers and shippers interested in the pecan industry, called for such purpose. Any such meeting shall be advertised at least once in a newspaper published in the locality in which the meeting is called, one week or more prior thereto. The meeting shall be presided over by the supervisor or a duly authorized agent, and shall, in so far as practicable, be held at such place or places as can be conveniently reached by persons interested in the pecan industry.

(b) Except as hereinafter provided, grades, grading rules and regulations shall not be modified during the current shipping season for which they are established.

Section 10:

Page 6, line 2: Strike "hereby".

Section 12, to read:

Sec. 12. PENALTY FOR VIOLATION. Any person who violates any provision of this act shall be guilty of a misdemeanor and upon conviction fined not more than five hundred dollars, imprisoned not more than one year, or both.

Section 13:

Strike the entire section 13, and insert a new section to read:

Sec. 13. SEVERABILITY. If any provision of this act be held invalid, such invalidity shall not affect other provisions which can be given effect without the invalid provision, and to this end the provisions of the act are declared to be severable.

Section 14:

That the entire section be stricken from the bill.

The title, to read:

AN ACT

Relating to the Arizona pecan industry, and establishing pecan standards.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to, and the Bill was placed under the order of business second reading of bills.

DAIRIES AND DAIRY PRODUCTS

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported Senate Bill No. 129, by Mr. Truman, relating to dairies and dairy products, with the recommendation that the Bill is correct as to form.

The Bill was placed under the order of business second reading of bills.

AGRICULTURAL COOPERATIVE ASSOCIATIONS

Mr. Pomeroy for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 117, by Mr. Jones, relating to agricultural cooperative associations.

The Bill was placed under the order of business third reading of bills.

CURRICULUM DEGREES

Mr. Pomeroy for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 204, by Mr. Babbitt, relating to curriculum degrees.

The Bill was placed under the order of business third reading of bills.

DAIRIES AND DAIRY PRODUCTS

By unanimous consent Senate Bill No. 129, by Mr. Truman, relating to dairies and dairy products, was read the second time by number and title.

Mr. Truman moved that the rules be suspended and Senate Bill No. 129 be placed under the order of business third reading of bills for today. The motion was agreed on roll call, which resulted: Ayes 16, not voting 3, as follows:

AYES

Babbit	Kelly	Stanton
Baker	McEachren	Truman
Dalton	Moore	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

NOT VOTING

Angius	Patterson	Wieden
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The Bill was referred to the Committee on Enrolling and Engrossing.

ARIZONA PECAN INDUSTRY

By unanimous consent Senate Bill No. 139, by Mr. Baker,

relating to Arizona pecan industry, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### DEPARTMENT OF FINANCE

By unanimous consent Senate Bill No. 82, by Mr. Angius, relating to department of finance, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### DRIVING UNDER INFLUENCE OF LIQUOR

By unanimous consent Senate Bill No. 138, by Mr. Rienhardt, relating to driving under influence of liquor, was read the second time by number and title.

Mr. Rienhardt moved that the rules be suspended and Senate Bill No. 138 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 17, not voting 2, as follows:

#### AYES

Angius	Jones	Smith
Babbitt	Kelly	Stanton
Baker	McEachren	Truman
Dalton	Moore	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	

#### NOT VOTING

Patterson	Wieden
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The Bill was referred to the Committee on Enrolling and Engrossing.

#### ADOPTION OF BUDGETS

By unanimous consent Senate Bill No. 105, by Mr. Hunt, relating to adoption of budgets, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### MOTOR VEHICLE REGISTRATION

By unanimous consent Senate Bill No. 106, by Mr. Moore and Mr. Rienhardt, relating to motor vehicle registration, was read the second time by number and title.

Mr. Rienhardt moved that the rules be suspended and Sen-

ate Bill No. 106 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 17, not voting 2, as follows:

AYES

Angius	Jones	Smith
Babbitt	Kelly	Stanton
Baker	McEachren	Truman
Dalton	Moore	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	

NOT VOTING

Patterson	Wieden
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The Bill was referred to the Committee on Enrolling and Engrossing.

MINIMUM RATE OF INTEREST

By unanimous consent Senate Bill No. 112, by Mr. Patterson, relating to minimum rate of interest on deposits, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

COMPROMISE OF TAXES

By unanimous consent Senate Bill No. 99, by Mr. Truman, relating to compromise of taxes, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

RELIEF OF MOORE AND HYAMS

By unanimous consent Senate Bill No. 124, by Mr. Jones, for the relief of Moore and Hyams, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

ASSETS IN DISSOLVED CORPORATIONS

By unanimous consent Senate Bill No. 88, by Mr. Patterson, relating to assets in dissolved corporations, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

## STOCKHOLDERS IN CONSOLIDATED CORPORATIONS

By unanimous consent Senate Bill No. 89, by Mr. Patterson, relating to stockholders in consolidated corporations, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

## ARIZONA POWER AUTHORITY

By unanimous consent Senate Bill No. 26, by Mr. Rienhardt, relating to the creation of the Arizona power authority, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

## BENEFIT CORPORATIONS

By unanimous consent House Bill No. 64, relating to benefit corporations, was read the second time by number and title.

The Bill was placed under the order of business third reading of bills.

## RECESS

By unanimous consent (at 11 o'clock and ten minutes, a. m.) the Senate stood at recess, subject to the call of the gavel.

The President called the Senate to order at 11:12 o'clock, a. m.

## AGRICULTURAL COOPERATIVE ASSOCIATIONS

Senate Bill No. 117, by Mr. Jones, relating to agricultural cooperative associations, was read the third and final time, and passed on roll call, which resulted: Ayes 17, not voting 2, as follows:

## AYES

Angius	Jones	Smith
Babbitt	Kelly	Stanton
Baker	McEachren	Truman
Dalton	Moore	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	

## NOT VOTING

Patterson	Wieden
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The President announced the signing in open session of Senate Bill No. 117, by Mr. Jones, relating to agricultural cooperative associations.

## CURRICULUM DEGREES

Mr. Babbitt moved that Senate Bill No. 204, by Mr. Babbitt,

relating to curriculum degrees, be retained under the order of business, third reading of bills. The motion was agreed to.

#### RECESS

Mr. Angius moved that the Senate stand at recess until 2 o'clock, p. m. The motion was agreed to, and (at 11 o'clock and forty-five minutes, a. m.) the Senate stood at recess.

#### AFTERNOON SESSION

The President called the Senate to order at 2 o'clock, p. m.

#### PRIVILEGES OF THE FLOOR

Mr. McEachren called attention to the presence in the Senate chamber of Mr. John Dougherty, former member of the Senate from Gila county. The President invited Mr. Dougherty to occupy a seat in the Senate chamber.

#### COMMITTEE OF THE WHOLE

Mr. McEachren moved that the Senate resolve itself into Committee of the Whole for the consideration of bills on the Calendar. The motion was agreed to, and (at 2 o'clock and two minutes, p. m.) the Senate resolved itself into Committee of the Whole, with Mr. Angius in the chair.

At 4:40 o'clock, p. m., the Committee of the Whole arose.

#### INTRODUCTION AND FIRST READING OF BILLS

Mr. Kelly moved that the Senate revert to the order of business introduction and first reading of bills. The motion was agreed to, and Mr. Kelly introduced Senate Bill No. 207, entitled: "An act to declare the necessity of creating governmental subdivisions of the state, to be known as "soil conservation districts", to engage in conserving soil and moisture resources and preventing and controlling soil erosion; to establish the state soil conservation committee, and to define its powers and duties; to provide for the creation of soil conservation districts; to define the powers and duties of soil conservation districts, and to provide for the exercise of such powers, including the power to acquire property by purchase, gift, and otherwise; to empower such districts to adopt programs and regulations for the discontinuance of land-use practices contributing to soil and moisture wastage and soil erosion, and the adoption and carrying out of soil-conserving land-use practices, and to provide for the enforcement of such programs and regulations; to provide for establishing boards of adjustment in connection with land-use regulations, and to define their functions and powers; to provide methods for control of silt carrying floods as same are affected by, or cause, or accelerate soil erosion; to provide for financial assistance to such soil conservation districts, and making an appropriation for that purpose; to declare an emergency requiring that this act take effect from the date of its passage, and for other purposes".

By unanimous consent the Bill was read the first time by number and title.

Mr. Kelly moved that the rules be suspended and Senate Bill No. 207 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Appropriations.

#### ADJOURNMENT

Mr. Patterson moved that the Senate adjourn until tomorrow at 10 o'clock, a. m. The motion was agreed to, and (at 4 o'clock and forty-five minutes, p. m.) the Senate adjourned until tomorrow, Saturday, March 6, 1937, at 10 o'clock, a. m.

PAUL C. KEEFE,  
President

W. J. GRAHAM,  
Secretary.

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## SATURDAY, MARCH 6

The Senate met at 10:30 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Kelly	Smith
Babbitt	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Reinhardt	The President
Jones		

#### THE JOURNAL

By unanimous consent the reading of the Journal of Friday, March 5, 1937, was dispensed with, and the Journal was approved.

#### INHERITANCE AND ESTATE TAXES

The President laid before the Senate a communication from the Governor giving notice that Senate Bill No. 149, by the Committee on Judiciary, relating to inheritance and estate taxes, had been forwarded to the Secretary of State with the Governor's approval.

#### MESSAGES FROM THE HOUSE

Messages from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed the following:

House Bill No. 135, entitled: "An act relating to partnerships, authorizing the formation thereof, prescribing the rights, powers, duties and liabilities of such partnerships and the members thereof among themselves and to the public, providing for the withdrawal of members, the dissolution of such partnerships and distribution of assets, and repealing laws inconsistent herewith".

House Bill No. 102, entitled: "An act relating to the fruit and vegetable industry, and amending chapter 95, Session Laws of 1929".

House Joint Memorial No. 7, relating to the construction of a highway to link reclamation projects of the Colorado river.

#### REPORT OF THE COMMITTEE OF THE WHOLE

Mr. Angius, for the Committee of the Whole, reported Senate Bill No. 160, by Mr. Angius and Mr. Babbitt, relating to Arizona state police; House Bill No. 200, relating to unemployment compensation; Senate Bill No. 168, by Mr. Patterson and Mr. Keefe, relating to old age pensions; Substitute House Bill No. 46, relating to dependent children; Senate Bill No. 198, by Mr. Babbitt, relating to services for crippled children; Substitute House Bill No. 45, relating to needy blind; Substitute House Bill No. 84, relating to board of social security and public welfare; House Bill No. 201, relating to sale of foreign motor vehicles; House Bill No. 68, relating to income taxation; House Bill No. 51, relating to designation of Highway; Senate Bill No. 173, by Mr. Jones, relating to listing property for taxation; and Senate Bill No. 184, by Mr. Reinhardt, relating to intergovernmental cooperation.

The recommendations of the Committee were:

That Senate Bill No. 160 be amended as follows:

In the title, strike the following: "and abolishing the office of sheriff."

Page 2, line 7, after the word "commission" insert "the sheriffs of various counties of the state".

Page 2, line 9, after the word "governor" strike the balance of line 9, all of lines 10, 11 and 12.

Page 2, line 17: Strike out the title "Transfer of powers" and insert in lieu thereof "Powers".

Page 2, line 17, after the word "the" insert the word "same".

Page 2, line 18: After the word "authority" strike "heretofore".

Page 2, line 24: After the word "are" strike out the words "transferred to and".

Page 2, line 25, after the word "police" insert "and the jurisdiction and authority heretofore vested in the Arizona highway patrol to patrol the highways and enforce the laws relating to the use of the highway, to investigate accidents on the highways, to cooperate with the commission of agriculture and horticulture in the enforcement of laws relating to the in-

spection of motor vehicles and to perform such other duties as the law may prescribe for said Arizona highway patrol and the jurisdiction and authority heretofore vested in the bureau of criminal identification, to maintain systems of identification of criminals, to assist peace officers of other jurisdictions in the apprehension of criminals and such other duties as the law may prescribe for said bureau of criminal identification are transferred to and vested in the state police.

Page 2, line 27, strike the balance of said page.

Page 3, lines 1 to 4 inclusive: Strike.

Page 3, line 6, after the words "state police" insert the following: "shall assume the powers and duties of, and shall be, the highway patrol superintendent and".

Page 5, line 33, before the word "constable" insert "sheriff".

Page 6, strike section 14.

Page 7, strike section 16.

Page 7, strike lines 43, 44 and 45.

Page 8, strike lines 1 and 2.

Page 8, strike sections 22, 23 and 24.

And as so amended, the Bill do pass.

That House Bill No. 200 be amended as follows:

That in every instance where the House took out the word "act" and placed in the bill the word "law" the same is to be stricken and the word "act" reinserted as follows:

Page 1, line 5.

Page 2, line 35.

Page 4, line 31.

Page 7, line 16.

Page 7, line 45.

Page 8, line 40.

Page 10, lines 6 and 14.

Page 11, lines 11 and 25.

Page 12, lines 10 and 35.

Page 14, line 22.

Page 15, line 5, and 2 instances in line 43.

Page 16, lines 9 and 34.

Page 17, lines 1, 21, 25 and 44.

Page 18, lines 3, 19 and 22.

Page 19, lines 2, 7 and 18.

Page 20, lines 22, 24, 29, 35 and 37.

Page 21, line 44.

Page 22, lines 5, 9, 13 and 15.

(Note: Restoration of this word is necessary in order to make the act conform to chapter 13, session laws of 1936, first special session.)

Page 7, line 13, following the word "Congress" where the House inserted "or under the laws of the state of Arizona" be stricken.

Page 13, of the printed bill, line 39, strike the House amendment "2.7" and restore the original figure to read "3.6".

Strike all of lines 18, 19, 20, 21, 22 and 23, page 15 of the printed bill, and insert in lieu thereof the following:

Sec. 12. **EMPLOYMENT SERVICE.** (a) Establishment and functions. The commission shall create a division to be known as the Arizona State Employment service which shall establish and maintain free public employment offices in such number and in such places as may be necessary for the proper administration of this act and for the purpose of performing such duties as are within the purview of the Act of Congress entitled "an Act to provide for the establishment of a national employment system and for co-operation with the states in the promotion of such system, and for other purposes," approved June 6, 1933, (48 Stat. 113, U. S. Code, Title 29, Section 49 (c) as amended). 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 this Act. The existing free public employment offices established pursuant to Chapter 55 of the laws of the Twelfth Session of the Legislature of the state of Arizona, 1935 session, shall be transferred to the jurisdiction of the Employment service division of the commission upon this Act be-

coming effective and all records, files and property, including office equipment, of such offices shall likewise be transferred to such division, and the unexpended balance of any appropriation made for such offices is hereby made available to the commission for the purpose of maintaining said state employment divisions. Upon such transfer all duties and powers of the Board of Directors of State Institutions, or the employment service division thereof, relating to the establishment, maintenance and operation of free public employment offices shall be vested in the employment service division of the Commission.

The commission is directed to appoint the Director of the Arizona state employment service with the approval and in accordance with the regulations prescribed by the Director of the United States Employment Service. The tenure of office of said Director shall be in accordance with such uniform regulations as are prescribed by the United States Employment Service and the appointment of the other personnel of the State Employment Service shall be made by the Director of the Arizona State Employment Service in accordance with the regulations prescribed by the Director of the United States Employment Service.

(b) Financing. All moneys received by this state under the said Act of Congress, as amended, shall be paid into the special "employment service account" in the unemployment compensation administration fund, and said moneys are hereby made available to the Arizona State Employment Service to be expended as provided by this section and by said Act of Congress. For the purpose of establishing and maintaining free public employment offices, said division is authorized to enter into agreements with any political subdivision of this state or with any private, non-profit organization, and as a part of any such agreement the commission may accept moneys, services, or quarters as a contribution to the employment service account.

That all of lines 5, 6, 7, 8 and 9 on page 21 be stricken.

Strike Sec. 3 (c), and insert the following:

(c) WEEKLY BENEFIT FOR PARTIAL UNEMPLOYMENT. Each eligible individual who is partially unemployed in any week shall be paid with respect to such week a partial benefit. Such partial benefit shall be an amount equal to the difference between his weekly benefit amount and five-sixth of his wages (as used in section 19 (m) for such week. If such partial benefit for any week equals less than \$2, it shall not be payable unless and until the accumulated total of such partial benefits with respect to weeks occurring within the thirteen preceding weeks equals \$2 or more.

Amend the title by inserting between the figures 7 and 12, in line 2, the figure "10"

In line 12, page 14, after the word "higher", add a new section 5AA to read:

Section 5AA. Subsection A of section 10, chapter 13, Session Laws of 1936, first special session, is amended to read:

Section 10. UNEMPLOYMENT COMPENSATION COMMISSION. (a) Organization. There is hereby created an unemployment compensation commission of Arizona to be composed of three members. The members of the industrial commission of the state of Arizona shall be the members of the unemployment compensation commission of Arizona, and shall receive as members of unemployment compensation commission of Arizona the sum of one thousand (\$1,000.00) dollars per member for each year, which compensation shall be in addition to the compensation paid to the members as members of the industrial commission of the state of Arizona.

Page 20, line 45, and page 21, lines 1 to 9, inclusive, be stricken and insert in lieu thereof the following:

(2) An individual shall be deemed partially unemployed in any week of less than full time work if his wages payable for such week fail to equal two dollars more than the weekly benefit amount he would be entitled to receive if totally unemployed and eligible.

The title shall be amended by inserting between the figures "18" and "19" the figure "17", in line 2 of the title.

In line 40, page 21, after the word "employment" add the following new paragraph: Section 8a.

Section 17, chapter 13, Session Laws of 1936, First Special Session, is amended to read:

Sec. 17. LEGAL REPRESENTATION. (a) The attorney general shall be the legal representative and advisor of the unemployment compensation commission of Arizona and shall give all legal service the commission may require. The attorney general, upon request of the Unemployment Compensation Commission of Arizona, shall designate for such time and purposes as the Commission may require an attorney or attorneys whose compensation shall be fixed by the Unemployment Compensation Commission of Arizona and shall be a charge to and paid from the unemployment compensation administration fund.

(b) All criminal actions for violation of any provision of this Act, or of any rules or regulations issued pursuant thereto, shall be prosecuted by the attorney general of the state; or, at his request and

under his direction, by the county attorney of any county in which the employer has a place of business or the violator resides.

Strike the following words from lines 17, 18, 19 and 20, page 10 of the printed bill: "by any qualified attorney who is a regular salaried employee of the commission and has been designated by it for that purpose,".

That the title be amended by inserting between the figures "7" and "12", in line 2 of the title, the figure "11".

By inserting before line 13, page 14 of the printed bill, the following new section, 5b:

"5b. Subsection (d) of Section 11, Chapter 13, session laws of 1936, first special session is amended to read:

'(d) Personnel. Subject to other provisions of this Act, the commission is authorized to appoint, fix the compensation, and prescribe the duties and powers of such officers, accountants, experts, and other persons as may be necessary in the performance of its duties. All positions shall be filled by persons selected and appointed on a non-partisan merit basis. The commission may delegate to any such person so appointed such power and authority as it deems reasonable and proper for the effective administration of this Act, and may in its discretion bond any person handling moneys or signing checks hereunder.'

And as so amended, the Bill do pass.

That Senate Bill No. 168 do pass.

That Substitute House Bill No. 46 be amended as follows:

That the title be amended by adding "and declaring an emergency".

That everything after the enacting clause be stricken and Senate Bill No. 199 be inserted in lieu thereof.

That section 6 of said Senate Bill be amended as follows: (all references being to the Committee copy.)

Following the word "papers" and before the words "the officers and employees" in the following line insert a semicolon and add: "all such witnesses to be paid the same fees as are now paid to witnesses in the United States District Court of the state of Arizona".

That section 8 of said Senate Bill be amended to read as follows:

"Section 8. PAYMENT OF ASSISTANCE. When an assistance award is made, the certification herein provided for, to the State Auditor shall until modified, suspended, or discontinued by order of the state board, be authority to the said official to draw his warrant in payment of such assistance out of the "Assistance to Dependent Children 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."

That a new section be added to be numbered section 9, to read as follows:

"Section 9. MAXIMUM PAYMENTS. In no event shall the amount of assistance paid under the provisions of this act to any recipient exceed the sum of \$18. for the first child and \$12. for each additional child in the same family, for any one calendar month."

That section 9 be renumbered 10 and all subsequent sections be renumbered which will be inclusive of numbers 10 to 26.

That said section 22, renumbered 23, "LIMITATIONS OF ACT" be amended to read as follows:

Section 23. 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 hereinafter 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.

Nothing in this act shall be construed as authorizing any state official, agent, or representative in carrying out any of the provisions of this act, to take charge of any child over the objection of either of the parents of such child, or of the person standing in loco parentis to such child."

"Section 5. APPLICATION FOR ASSISTANCE. Application for assistance under this act shall be made to the county board of the county in which the dependent child resides. The application shall be in writing or reduced to writing in the manner and upon the form prescribed by the State Board and shall be verified by the oath of the applicant. The application shall be made by the relative having responsibility for the care of the dependent child and shall contain information as to the age and residence of the child and such other information as may be required by the rules and regulations of the state board. One application may be made for several children of the same family if they reside with the same person."

And as so amended, the Bill do pass.

That Senate Bill No. 198 do pass.

That Substitute House Bill No. 45 be amended as follows:

That the title be amended by inserting at the end thereof a comma and the words "and declaring an emergency."

That everything after the enacting clause be stricken and that the provisions of Senate Bill No. 201 be inserted in lieu thereof.

That section 2 of the Senate Bill be stricken and section 2 of the House Bill be inserted in lieu of section 3 of the Senate Bill.

That on page 5, section 5, sub-division (g) after the word "practice" insert the word "medicine".

On page 5, after sub-division (h) insert sub-divisions (i) and (j) as contained in the House Bill.

In section 6, page 6, strike "public instruction" and insert in lieu thereof "health".

Section 9, page 7, strike the second paragraph of section 9.

And as so amended, the Bill do pass.

That Substitute House Bill No. 84 be amended as follows:

Strike after the enacting clause and amend by inserting Senate Bill No. 200 by Mr. Babbitt; and amend Senate Bill No. 200 by striking beginning with the word "provided", line 5, subsection J of section 3, through the word "paid", line 14, subsection J of section 3, (the references are to the typewritten bill).

And as so amended, the Bill do pass.

That House Bill No. 201 do pass.

That House Bill No. 68 do pass.

That House Bill No. 51 do pass.

That Senate Bill No. 173 do pass.

That Senate Bill No. 184 be amended as follows:

Strike out Section 14 in its entirety.

And as so amended, the Bill do pass.

Mr. Angius moved the adoption of the report. The motion was agreed to.

Senate Bill No. 160 was placed under the order of business second reading of bills.

House Bill No. 200 was referred to the Committee on Style, Revision and Compilation.

Senate Bill No. 168 was placed under the order of business second reading of bills.

Substitute House Bill No. 46 was placed under the order of business second reading of bills.

Senate Bill No. 198 was placed under the order of business second reading of bills.

Substitute House Bill No. 45 was placed under the order of business second reading of bills.

Substitute House Bill No. 84 was placed under the order of business second reading of bills.

House Bill No. 201 was placed under the order of business second reading of bills.

House Bill No. 68 was placed under the order of business second reading of bills.

House Bill No. 51 was placed under the order of business second reading of bills.

Senate Bill No. 173 was placed under the order of business second reading of bills.

Senate Bill No. 184 was placed under the order of business second reading of bills.

#### INTRODUCTION AND FIRST READING OF BILLS

Mr. Jones introduced Senate Bill No. 208, entitled "An act relating to the privilege sales tax and amending chapter 77, Laws of 1935, Regular Session".

By unanimous consent the Bill was read the first time by number and title.

Mr. Jones moved that the rules be suspended and Senate Bill No. 208 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Finance and Revenue.

Mr. Truman and Mr. Stanton introduced Senate Bill No. 209, entitled : "An act to regulate the racing of horses in the state of Arizona; to establish a state racing commission; to define its powers and duties; to authorize operation of parimutuels; to pay to the state not less than five per cent of the gross receipts from all sources; prescribing a penalty for the violation thereof; referring the same to a vote of the people and repealing all acts and parts of acts in conflict therewith".

By unanimous consent the Bill was read the first time by number and title.

Mr. Truman moved that the rules be suspended and Senate Bill No. 209 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Judiciary.

Mr. Kefly introduced Senate Memorial No. 4, relating to

federal aid for the states for educational programs and purposes.

The Memorial was read the first time in full.

Mr. Kelly moved the adoption of Senate Memorial No. 4. The motion was unanimously agreed to.

House Bill No. 135, entitled "An act relating to partnerships, authorizing the formation thereof; prescribing the rights, powers, duties and liabilities of such partnerships and the members thereof among themselves and to the public, providing for the withdrawal of members, the dissolution of such partnerships and distribution of assets, and repealing laws inconsistent herewith", was, by unanimous consent, read the first time by number and title, and laid over for one day.

House Bill No. 102, entitled: "An act relating to the fruit and vegetable industry, and amending chapter 95, Session Laws of 1929", was, by unanimous consent, read the first time by number and title.

Mr. Pomeroy moved that the rules be suspended and House Bill No. 102 be placed under the order of business second reading of bills for today. The motion was agreed to.

House Joint Memorial No. 7, relating to the construction of a highway to link reclamation projects of the Colorado river, was, by unanimous consent, read the first time by number and title, and laid over for one day,

#### COMMERCIAL FEED STUFFS

Mr. Pomeroy moved that House Bill No. 91, relating to commercial feed stuffs, be withdrawn from the Calendar of the Committee of the Whole and placed under the order of business second reading of bills for today. The motion was agreed to.

#### COMMERCIAL FERTILIZERS

Mr. Pomeroy moved that House Bill No. 99, relating to commercial fertilizers, be withdrawn from the Calendar of the Committee of the Whole and placed under the order of business second reading of bills for today. The motion was agreed to.

#### TAX ON MOTOR VEHICLES

Mr. Patterson, Mr. Dalton and Mr. Reinhardt, Senate conferees, and Mr. Murray, Mr. Shelton and Mr. Petersen, House conferees, in the matter of disagreement to Senate amendments to House Bill No. 23, relating to tax on motor vehicles, submitted the following report:

The Senate recesses as to the contents of Section 1635a, pages 1 and 2.

Your conferees agree that the words "sixteen and two-thirds per cent" contained in subsection 2 of Section 1635b, page 2 of the engrossed copy shall be stricken and that there shall be inserted in lieu thereof the words "one-fourth".

Your conferees further agree that the word "fifty" contained in subsection 2, Section 1635b, page 2 be stricken and that the words "one hundred" be inserted in lieu thereof.

Your conferees further agree that the words "thirty-five" contained in subsection 2, Section 1635c, page 3 in the third and fourth lines of said subsection be stricken and that the words "thirty-three and one-third" be inserted in lieu thereof.

The Senate and House conferees committee agree that in subsection 2, Section 1635c, page 3 of engrossed bill, that a new section be designated by inserting the figure "3" before the word "motor" in line 7 of subsection 2 and striking the words "provided that".

Your conferees agree that in order to clarify the last sentence in subsection 3, page 3, Section 1635c, that said sentence be stricken in its entirety which reads as follows: "said monies to go to the state general fund in its entirety", and that there be inserted in lieu of said sentence so stricken the following: "all taxes collected under subsection 3 shall go to the state general fund".

The House conferees recede from the contents of Section 1635d, beginning on page 3, in its entirety and agree that the contents of said section be stricken from the bill.

Your conferees agree that the last two lines of Section 1635f be stricken from the bill, which reads as follows: "to the credit of the school district from which the vehicle is registered" and that there be inserted in lieu thereof the following: "to be properly distributed by the county treasurer".

Your conferees agree that the title of said bill be amended to correspond with the conferees' report.

Mr. Patterson moved the adoption of the report. The motion failed on roll call, which resulted: Ayes 11, Noes 8, as follows:

AYES

Dalton	Moore	Smith
Harrison	Patterson	Stanton
Hunt	Pomeroy	The President
Kelly	Rienhardt	

NOES

Angius	Jones	Wieden
Babbitt	McEachren	Wiltbank
Baker	Truman	

Mr. Rienhardt moved that a new conference committee be appointed to confer with a like committee from the House. The motion was agreed to, and the President designated Mr. Hunt, Mr. Stanton and Mr. Truman, as conferees on the part of the Senate.

## REFERENCE OF BILLS

The President made the following reference of Bills:

House Bill No. 134, relating to limited partnerships, to the Committee on Judiciary.

House Bill No. 86, relating to unlawful occupancy of state lands, to the Committee on Public Lands.

House Concurrent Resolution No. 11, relating to workmen's compensation, to the Committee on Judiciary.

House Concurrent Memorial No. 5, relating to safety measures for highways, to the Committee on Highways and Bridges.

House Joint Memorial No. 6, relating to flood control of lower Gila, to the Committee on Agriculture and Irrigation.

## SEMI-MONTHLY PAYDAYS

Mr. Moore, for the Committee on Finance and Revenue, reported House Bill No. 52, relating to semi-monthly paydays, with the recommendation that the Bill do pass.

Mr. Babbitt, the Senator from Coconino, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Finance and Revenue, was placed on the Calendar of the Committee of the Whole.

## EXCHANGE OF STATE LANDS

Mr. Harrison, for the Committee on Constitutional Amendments and Referendum, reported Senate Concurrent Resolution No. 11, by Mr. Wiltbank, relating to exchange of state lands, with the recommendation that the Resolution do pass.

Mr. Wiltbank, the Senator from Apache, was designated as manager of the Resolution.

The Resolution, accompanied by the report of the Committee on Constitutional Amendments and Referendum, was placed on the Calendar of the Committee of the Whole.

## ENCUMBRANCES OF STATE LANDS

Mr. Harrison, for the Committee on Constitutional Amendments and Referendum, reported Senate Concurrent Resolution No. 12, by Mr. Wiltbank, relating to encumbrances of state lands, with the recommendation that the Resolution do pass.

Mr. Wiltbank, the Senator from Apache, was designated as manager of the Resolution.

The Resolution, accompanied by the report of the Committee on Constitutional Amendments and Referendum, was placed on the Calendar of the Committee of the Whole.

## APPOINTMENT OF BAILIFFS

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 154, by Mr. Pomeroy, relating to appointment of bailiffs, with the recommendation that the Bill do pass.

Mr. Pomeroy, a Senator from Maricopa, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

## REAL ESTATE CODE

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported House Bill No. 32, relating to real estate code, with the recommendation that the Bill be revised as follows:

## Section 1:

Page 1, line 2: Strike "shall be known and".

## Section 2:

Page 1, line 4: Strike "For the purposes of", insert "In".

Page 1, line 5: Preceding "unless" strike "and"; following "unless" insert "the context"; strike "required by the context", insert "requires;".

Page 1, line 6: Preceding "department" strike "The"; strike "shall mean", insert "means".

Page 1, line 8: Preceding "commissioner" strike "The"; strike "shall mean", insert "means".

Page 1, line 10: Strike "shall mean", insert "means".

Page 1, line 19: Strike "shall mean", insert "means".

Page 2, line 3: Strike "shall include", insert "includes".

Page 2, line 6: Strike "shall include", insert "includes".

Page 2, line 9: Strike "shall mean", insert "means".

Page 2, line 11: Strike "shall mean", insert "means".

## Section 5, to read:

Sec. 5. STATE REAL ESTATE DEPARTMENT; COMMISSIONER. This act shall be administered by the state real estate department. The state land commissioner shall be ex-officio state real estate commissioner.

## Section 6:

Page 3, line 11: Preceding "for the authentication" insert "bearing the words 'Real Estate Commissioner, State of Arizona,'".

## Section 11:

Page 4, line 21: Following "said" insert "real estate"; strike "hereby".

Page 5, line 2: Strike "of the state."

## Section 14:

Page 6, line 6: Preceding "a sufficient" strike "and".

Page 6, line 20: Strike "of Arizona".

## Section 15:

Page 6, line 23: Strike "Where", insert "When".

## Section 26:

Page 10, line 13: Strike "provisions", insert "provision".

## Section 28:

Page 10, line 29: Strike "if an individual,"; preceding "by a" insert "if an individual".

Page 10, line 30: Strike "to exceed", insert "more than"; following "dollars," strike "or".

Page 11, line 1: Strike "for a term"; following "months, or" strike "by".

Page 11, line 2: Strike "such fine and imprisonment".

## Section 29:

Page 11, line 12: Strike "Provided that".

## Section 30:

Page 11, line 25: Following "cause" strike "or", insert "of".

## Section 31:

Page 12, line 8: Preceding "map" insert "a"; following "map of" insert "the".

Page 12, line 9: Preceding "has been" strike "that", insert "which"; following "filed in" insert "the"; following "office of" insert "the"; following "recorder in" insert "the".

Page 12, line 10: Following "which" insert "such".

Section 35:

Page 13, line 7: Following "there is" insert "a".

Section 36:

Page 14, line 1: Strike "to exceed", insert "more than"; strike "or by".

Page 14, line 2: Strike "such fine and".

Page 14, line 3: Strike "imprisonment,".

Section 37:

Page 14, line 8: Strike "hereof".

Page 14, line 9: Preceding "licensee" strike "or"; preceding "owner" strike "or"; strike "as the case may".

Page 14, line 10: Strike "be,".

Page 14, line 16: Preceding "licensee" strike "or"; preceding "owner" strike "or".

Section 38:

Page 14, line 22: Strike "at such hearing", insert "in person".

Section 39:

Page 15, line 27: Strike "Hearings of such appeals", insert "Hearing of any such appeal".

Page 16, line 9: Strike "provided, however, that", insert "but".

Section 40:

Strike the entire section, and insert a new section 40, to read:

Sec. 40. SEVERABILITY. If any provision of this act be held invalid, such invalidity shall not affect other provisions which can be given effect without the invalid provision, and to this end the provisions of the act are declared to be severable.

Section 41, to read:

Sec. 41: REPEAL. Article 4, chapter 58, Revised Code of 1928, is repealed. This section does not negative an implied repeal of any statute which conflicts with this act.

The title, to read:

AN ACT

Relating to the real estate business, and providing for the regulation thereof.

Mr. Pomeroy moved the adoption of the report. The motion

was agreed to, and the Bill was placed under the order of business second reading of bills.

#### ARIZONA PECAN INDUSTRY

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 139, by Mr. Baker, relating to Arizona pecan industry, as properly engrossed with the following corrections:

On page 2, line 18, and on page 5, in line 27, strike "decidedly" and insert "decidedly".

On page 5, in line 31, strike "start" and insert "have started".

Mr. Pomeroy moved the adoption of the corrections. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

#### ADOPTION OF BUDGETS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 105, by Mr. Hunt, relating to adoption of budgets.

The Bill was placed under the order of business third reading of bills.

#### DRIVING UNDER INFLUENCE OF LIQUOR

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 138, by Mr. Rienhardt, relating to driving under influence of liquor, as properly engrossed with the following corrections:

The title amended to read:

#### AN ACT

Relating to operation of vehicles by persons under the influence of liquor or drugs, and amending sub-

section (b) of section 1664, and section 1688, Revised Code of 1928, as amended.

On page 2, line 19, strike "penalty" after "drugs".

Mr. Pomeroy moved the adoption of the corrections. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

#### MINIMUM RATE OF INTEREST ON DEPOSITS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 112, by Mr. Patterson, relating to minimum rate of interest on deposits, as properly engrossed with the following corrections:

Strike the words "by chapter 28, Session Laws 1933", from the title, and insert "and" before the word "declaring";

Line 4, insert "EMERGENCY.", after "Sec. 2.";

Line 2, strike "by chapter 28, Session Laws 1933", and "hereby" after "is".

Mr. Pomeroy moved the adoption of the corrections. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

#### RELIEF OF MOORE AND HYAMS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 124, by Mr. Jones, for the relief of Moore and Hyams, as properly engrossed with the following corrections:

Line 1 of the title, strike all but the words "For the relief of Moore & Hyams."; strike all of lines 2 and 3 of the title;

Strike all of section 1 and insert new section to read:

Section 1. APPROPRIATION. The sum of ten thousand six hundred twenty-four dollars and eighty cents is appropriated for the relief of Moore & Hyams.

Strike all of section 2 and insert new section to read:

Sec. 2. BASIS OF CLAIM. Said sum shall be in full satisfaction of the claim of Moore & Hyams for moneys advanced and services rendered in connection with the issuance and sale of nine hundred and fifty thousand dollars refunding bonds of the state, pursuant to chapters 74 and 75, Session Laws of 1935, regular session.

Mr. Pomeroy moved the adoption of the corrections. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

#### COMPROMISE OF TAXES

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 99, by Mr. Truman, relating to compromise of taxes, as properly engrossed.

The Bill was placed under the order of business third reading of bills.

#### ASSETS IN DISSOLVED CORPORATIONS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 83, by Mr. Patterson, relating to assets in dissolved corporations, as properly engrossed with the following corrections:

The title to read:

AN ACT

Relating to the voluntary dissolution of domestic corporations, and amending section 592, Revised Code of 1928.

Line 2, page 1, insert "Section 1." preceding "Section 592".

Line 11, page 1, strike "such" preceding "meeting"; strike "such" preceding "notice"; and insert "the" in both instances.

Line 17, page 1, strike "such" preceding "notice" and insert "the".

Line 20, page 1, strike "same" after "divide" and insert "the assets".

Line 1, page 2, strike "or" preceding "sell"; strike "same" after "sell" and insert "the assets".

Line 2, page 2, strike "such" preceding "assets" and insert "the".

Line 6, page 2, strike "said" preceding "dissolution" and insert "the".

Line 8, page 2, strike "such" preceding "resolution" and insert "the".

Line 9, page 2, strike "the same" after "then" and insert "it".

Line 10, page 2, strike "such" preceding "dissolution" and insert "the".

Line 12, page 2, strike "said" preceding "corporation".

Line 17, page 2, strike "said" after "of" and insert "the".

Line 20, page 2, strike "such" after "of" and insert "the".

Line 22, page 2, strike "said" preceding "value" and insert "the".

Line 29, page 2, strike "said" preceding "shares" and insert "the".

Line 28, page 2, strike "said" preceding "meeting" and insert "the".

Line 31, page 2, strike "such" preceding "meeting" and insert "the".

Line 1, page 3, strike "the same" after "and" and insert "such amount".

Line 3, page 3, strike "said" preceding "dissenting" and insert "the".

Line 9, page 3, strike "of" after "event".

Line 11, page 3, strike "him" preceding "in" and insert "the shareholder".

Mr. Pomeroy moved the adoption of the corrections. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

#### DAIRIES AND DAIRY PRODUCTS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 129, by Mr. Truman, relating to dairies and dairy products, as properly engrossed.

The Bill was placed under the order of business third reading of bills.

#### ARIZONA POWER AUTHORITY

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 26, by Mr. Rienhardt, relating to the creation of the Arizona power authority, as properly engrossed.

The Bill was placed under the order of business third reading of bills.

#### STOCKHOLDERS IN CONSOLIDATED CORPORATIONS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 89, by Mr. Patterson, relating to stockholders in consolidated corporations, as properly engrossed with the following corrections:

The title to read:

#### AN ACT

Relating to the consolidation of corporations.

Page 1, line 5, strike "ALL" preceding "notice" and insert "The".

Page 1, line 12, strike "such" preceding "notice" and insert "the".

Page 1, line 14, strike "such" preceding "corporation".

Page 1, line 15: Strike "such" preceding "stockholders" and insert "the".

Page 1, line 17: Strike "Such" preceding "notice" and insert "The".

Page 2, line 1, strike "to be" preceding "formed".

Page 2, line 7, strike "its" preceding "indebtedness" and insert "the".

Page 2, line 13, strike "such" preceding "consolidation" and insert "the".

Page 2, line 17, strike "such" after "in" and insert "the".

Page 2, line 19, strike "effecting" after "matters" and insert "affecting".

Page 2, line 21, strike "such" after "At" and insert "the"; strike "said" preceding "agreement".

Page 2, line 23, strike "said" after "of" and insert "the".

Page 2, line 26, strike "shall" preceding "vote".

Page 2, line 27, strike "said" preceding "agreement" and insert "the".

Page 3, line 1, strike "such" preceding "consolidation" and insert "the"; strike "same" preceding "shall" and insert "agreement".

Page 3, line 2, strike "said" preceding "agreement" and insert "the".

Page 3, line 4, strike "Said" preceding "agreement" and insert "the".

Page 3, line 11, strike "said" after "from" and insert "the".

Page 3, line 14, strike "such" after "when" and insert "the".

Page 3, line 15, strike "such" preceding "corporations" and insert "the".

Page 3, line 16, strike "provided,".

Page 3, line 17, strike "however".

Page 3, line 20, strike "but" preceding "it" and insert "and".

Page 3, line 24, strike "said" preceding "agreement" and insert "the".

Page 3, line 29, strike "said" preceding "agreement" and insert "the".

Page 4, line 7, strike "said" preceding "consolidated" and insert "the".

Page 4, line 11, strike "such" after "to" and insert "the".

Page 4, line 14, strike "such" after "of" and insert "the".

Page 4, line 15, strike "said" preceding "value".

Page 4, line 17, strike "such" after "of" and insert "the".

Page 4, line 19, strike "such" after "by" and insert "the".

Page 4, line 21, strike "said" after "of" and insert "the".

Page 4, line 23, strike "such" preceding "meeting" and insert "the".

Page 4, line 25, strike "the same" and insert "such amount" after "and"; strike "said" after "to" and "by" and insert "the" in both instances.

Page 4, line 27, strike "provided, that" and insert "and" preceding "when"; strike "said" preceding and after "judgment" and insert "the" in both instances.

Page 4, line 28, strike "said" preceding "dissenting" and after "to", and insert "the" in both instances.

Mr. Pomeroy moved the adoption of the corrections. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

#### MOTOR VEHICLE REGISTRATION

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 106, by Mr. Rienhardt, relating to motor vehicle registration, as properly engrossed with the following corrections:

Strike the title and insert a new title to read:

#### AN ACT

Relating to the transportation by motor vehicles of persons and property over the public highways, and amending section 16, chapter 100, session laws of 1933, regular session.

Line 10, page 2, strike "Commission may make" preceding "rules and regulations".

Line 11, page 2, strike "and collect" preceding "fees"; strike "In the enforcement of the foregoing provisions of this act" and insert "(a)".

Line 13, page 3, preceding "On or before December 31st" start a new paragraph and insert "(b)".

Line 1, page 4, strike "Provided, however, that", start a new paragraph and insert "(c)".

Line 6, page 4, insert "(d)" preceding "On or before June 30th" and start a new paragraph.

Line 9, page 4, insert "of five dollars" after "registration fee"; strike "as follows: \$5.00", in lines 4 and 5.

Lines 19 and 20, page 4, strike, and insert new section 2, to read:

Sec. 2. REPEAL. Article 3, chapter 15, and article 7, chapter 31, Revised Code of 1928, are repealed. This section does not negative an implied repeal of any statute which conflicts with this act.

Mr. Pomeroy moved the adoption of the corrections. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

#### DEPARTMENT OF FINANCE

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 82, by Mr. Angius, relating to establishment of a department of finance, as properly engrossed with the following correction:

From the Committee of Whole amendment of March 4, 1937, strike "for a term" preceding the words: "of six years".

Mr. Pomeroy moved the adoption of the correction. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

#### DESIGNATION OF HIGHWAY

By unanimous consent House Bill No. 51, relating to designation of highway, was read the second time by number and title.

Mr. Baker moved that House Bill No. 51 be amended as follows:

Strike the words "to connect with highway 60 near Aguila" in line 7, page 1, and insert "in a south-erly direction and connect with highway 60 at Wenden, Yuma county".

The motion was lost.

Mr. Smith moved that rules be suspended and House Bill No. 51 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 17, Noes 2, as follows:

#### AYES

Angius	Jones	Smith
Babbitt	Kelly	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	The President
Hunt	Rienhardt	

#### NOES

McEachren	Wiltbank
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## ARIZONA STATE POLICE

By unanimous consent Senate Bill No. 160, by Mr. Angius and Mr. Babbitt, relating to Arizona state police, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

## OLD AGE PENSIONS

By unanimous consent Senate Bill No. 168, by Mr. Patterson and Mr. Keefe, relating to old age pensions, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

## DEPENDENT CHILDREN

By unanimous consent Substitute House Bill No. 46, relating to dependent children, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

## SERVICES FOR CRIPPLED CHILDREN

By unanimous consent Senate Bill No. 198, by Mr. Babbitt, relating to services for crippled children, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

## NEEDY BLIND

By unanimous consent, Substitute House Bill No. 45, relating to the needy blind, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

## BOARD OF SOCIAL SECURITY AND PUBLIC WELFARE

By unanimous consent Substitute House Bill No. 84, relating to the board of social security and public welfare, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### SALE OF FOREIGN MOTOR VEHICLES

By unanimous consent House Bill No. 201, relating to the sale of foreign motor vehicles, was read the second time by number and title.

The Bill was placed under the order of business third reading of bills.

#### INCOME TAXATION

By unanimous consent, House Bill No. 68, relating to income taxation, was read the second time by number and title.

The Bill was placed under the order of business third reading of bills.

#### LISTING PROPERTY FOR TAXATION

By unanimous consent Senate Bill No. 173, by Mr. Jones, relating to listing property for taxation, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### INTERGOVERNMENTAL COOPERATION

By unanimous consent Senate Bill No. 184, by Mr. Rienhardt, relating to intergovernmental cooperation, was read the second time by number and title.

Mr. Rienhardt moved that the Senate reconsider its action whereby it struck section 14 of Senate Bill No. 184. The motion was agreed to, and Section 14 was reinserted in the Bill.

The Bill was referred to the Committee on Enrolling and Engrossing.

#### REAL ESTATE CODE

By unanimous consent House Bill No. 32, relating to real estate code, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### COMMERCIAL FEED STUFFS

By unanimous consent House Bill No. 91, relating to commercial feed stuffs, was read the second time by number and title.

Mr. Pomeroy moved that the Bill be amended as follows:

Section 5. Strike "rate of fee" and insert "inspection fee".

Section 12. After the words "transmitted to the state", strike "state treasurer through the state auditor and placed in the general fund" and insert "state chemist who shall deposit the same in the general fund of the University of Arizona to the credit of the feed fund for use only in accordance with the provisions of this Act."

Section 15. After the words "University of Arizona", strike the balance of the sentence and insert

the following: "In a fund to be known as the feed fund, which fund shall be used solely for the purpose of administering the provisions of this act, upon the order of the Board of Regents of Arizona."

The motion was agreed to, and the amendments were adopted.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and En-grossing.

#### COMMERCIAL FERTILIZERS

By unanimous consent House Bill No. 99, relating to commercial fertilizers, was read the second time by number and title.

Mr. Pomeroy moved that the Bill be amended as follows:

Section 24. After the words "University of Arizona" strike the balance of the paragraph and insert the following: "in a fund to be known as the fertilizer fund, which fund shall be used solely for the purpose of administering the provisions of this act, upon the order of the Board of Regents of Arizona."

The motion was agreed to, and the amendment was adopted.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and En-grossing.

#### FRUIT AND VEGETABLE INDUSTRY

By unanimous consent House Bill No. 102, relating to fruit and vegetable industry, was read the second time by number and title.

The Bill was placed under the order of business third reading of bills.

#### ADDITION TO STATE CAPITOL

Mr. McEachren moved that the rules be suspended, and House Bill No. 92, relating to addition to state capitol, be withdrawn from the Calendar of the Committee of the Whole, and placed under the order of business second reading of bills for today. The motion was agreed to.

By unanimous consent House Bill No. 92, relating to addition to state capitol, was read the second time by number and title.

Mr. McEachren moved that the Bill be amended as follows:

Section 1:

Page 1, line 1 (printed copy): Following "Appropriation. (a)" insert "Notwithstanding the limitations imposed by section 3021, Revised Code of 1928,".  
Subsection (b), to read:

(b) In addition to the appropriation contained in subsection (a), the sum of one hundred twenty thousand dollars is appropriated out of the general fund for the employment of labor and other necessary expenditures in connection with the erection of said addition to the state capitol, and the general fund shall be reimbursed, at the rate of not less than ten thousand dollars per month, to the amount of said appropriation, out of the governor's relief fund (section 21, chapter 77, Session Laws of 1935, regular session).

Section 2:

Following subsection (b), add a new subsection, to read:

(c) The appropriations herein provided shall become available immediately upon the passage and approval of this act, irrespective of the provisions of section 2616, Revised Code of 1928.

The motion was agreed to, and the amendments were adopted.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### CONSTRUCTION OF BUILDINGS AT STATE PRISON

Mr. Patterson moved that the rules be suspended, and Senate Bill No. 51, by Mr. Patterson, relating to construction of buildings at state prison, be withdrawn from the Calendar of the Committee of the Whole and placed under the order of business second reading of bills for today. The motion was agreed to.

By unanimous consent Senate Bill No. 51, by Mr. Patterson, relating to construction of buildings at state prison, was read the second time by number and title.

Mr. Patterson moved that the Bill be amended as follows:

Strike all of the bill after the enacting clause and insert in lieu thereof the following:

Section 1. For the purpose of constructing buildings, purchasing equipment and making improvements at the state prison and to carry out the segregation of first offending prisoners, the sum of One Hundred Thirty-two Thousand Five Hundred Fifty (\$132,550) Dollars or so much thereof as may be needed is hereby appropriated out of the general fund of the state.

Section 2. The State auditor is hereby authorized to draw warrants for claims approved and allowed by the Board of Directors of State Institutions, in not to exceed the sum hereby appropriated and the state treasurer is authorized to pay the same.

Section 3. Before expending the said sum, the Board of Directors are empowered and directed to make application to the Federal Emergency Relief Administration of Public Works or any other agency of the Federal Government to augment the said appropriation by forty-five per cent of the total cost of the project, titled P.W.A. 8713, Arizona, or any other percentage of any agreement secured with any federal agency.

Section 4. Should the Board of Directors not succeed in obtaining a grant of money from any Federal agency, then the Board is directed to expend the appropriation herein for the purpose herein provided.

Section 5. Any other provisions of the law notwithstanding any unexpended balance of the appropriation made hereunder shall not be subject to the provisions of the financial code, and shall not revert to the general fund at the end of the fiscal year.

The motion was agreed to and the amendment was adopted.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### ADJOURNMENT

Mr. Patterson moved that the Senate adjourn until Monday at 9 o'clock, a. m. The motion was agreed to, and at 12 o'clock and twenty-seven minutes, p. m.) the Senate adjourned until Monday, March 8, 1937, at 9 o'clock, a. m.

PAUL C. KEEFE,  
President.

W. J. GRAHAM,  
Secretary.

## MONDAY, MARCH 8

The Senate met at 9:25 o'clock, a. m.

Mr. Pomeroy, a Senator from Maricopa, offered prayer.

The roll was called and the following Senators answered to their names.

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President

The President announced that Mr. Wieden, a Senator from Pima, had been excused.

### THE JOURNAL

By unanimous consent the reading of the Journal of Saturday, March 6, 1937, was dispensed with, and the Journal was approved.

### MOTOR VEHICLE REGISTRATION

By unanimous consent the Senate proceeded to the order of business, third reading of bills.

Senate Bill No. 106, by Mr. Moore and Mr. Rienhardt, relating to motor vehicle registration, was read the third and final time, and passed on roll call, which resulted: Ayes 16, Noes 2, not voting 1, as follows:

#### AYES

Babbitt	McEachren	Smith
Baker	Moore	Stanton
Dalton	Patterson	Truman
Harrison	Pomeroy	Wiltbank
Jones	Rienhardt	The President
Kelly		

#### NOES

Angius	Hunt
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#### NOT VOTING

Wieden

The President announced the signing in open session of Senate Bill No. 106, by Mr. Moore and Mr. Rienhardt, relating to motor vehicle registration.

### ARIZONA POWER AUTHORITY

Senate Bill No. 26, by Mr. Rienhardt, relating to the creation of the Arizona power authority, was read the third and final

time, and passed on roll call, which resulted: Ayes 15, Noes 2, not voting 2, as follows:

AYES

Angius	Hunt	Pomeroy
Babbitt	Kelly	Rienhardt
Baker	McEachren	Smith
Dalton	Moore	Stanton
Harrison	Patterson	The President

NOES

Truman	Wiltbank
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NOT VOTING

Jones	Wieden
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The President announced the signing in open session of Senate Bill No. 26, by Mr. Rienhardt, relating to the creation of the Arizona power authority.

STOCKHOLDERS IN CONSOLIDATED CORPORATIONS

Senate Bill No. 89, by Mr. Patterson, relating to stockholders in consolidated corporations, was read the third and final time.

Mr. Truman moved that the Bill be amended as follows:

After the comma in line 4, page 1, insert "however, the purchase by one corporation of another corporation's assets shall not be construed as a consolidation whether payment be in cash, stock, or other consideration".

In line 30, page 3, after the word "cash" insert "within thirty days".

The motion was agreed to, and the amendment was adopted.

The Bill was re-referred to the Committee on Enrolling and Engrossing.

RELIEF OF MOORE AND HYAMS

Senate Bill No. 124, by Mr. Jones, for the relief of Moore and Hyams, was read the third and final time, and passed on roll call, which resulted: Ayes 12, Noes 6, not voting 1, as follows:

AYES

Babbitt	McEachren	Rienhardt
Harrison	Moore	Stanton
Jones	Patterson	Truman
Kelly	Pomeroy	The President

NOES

Angius	Dalton	Smith
Baker	Hunt	Wiltbank

NOT VOTING

Wieden

The President announced the signing in open session of Senate Bill No. 124, by Mr. Jones, for the relief of Moore and Hyams.

#### TAX ON MOTOR VEHICLES

Mr. Jones moved that the Senate reconsider its action where-by it failed to adopt the joint conference committee report on House Bill No. 23, relating to tax on motor vehicles. The motion was agreed to on roll call, which resulted: Ayes 18, not voting 1, as follows:

#### AYES

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President

#### NOT VOTING

Wieden

Mr. Jones moved that further action on House Bill No. 23 be deferred the motion was agreed to.

#### ADOPTION OF BUDGETS

Senate Bill No. 105, by Mr. Hunt, relating to adoption of budgets, was read the third and final time, and passed on roll call, which resulted: Ayes 18, not voting 1, as follows:

#### AYES

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President

#### NOT VOTING

Wieden

The President announced the signing in open session of Senate Bill No. 105, by Mr. Hunt, relating to adoption of budgets.

#### SEATING OF MR. WIEDEN

The Sergeant-at-Arms announced (at 10:10 o'clock, a. m.) that Mr. Wieden, a Senator from Pima, had entered the Senate chamber and taken his seat.

#### ASSETS IN DISSOLVED CORPORATIONS

Senate Bill No. 88, by Mr. Patterson, relating to assets in dissolved corporations, was read the third and final time, and passed on roll call, which resulted: Ayes 18, not voting 1, as follows:

AYES

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wieden
Hunt	Pomeroy	Wiltbank

NOT VOTING

The President

The President announced the signing in open session of Senate Bill No. 88, by Mr. Patterson, relating to assets in dissolved corporations.

ARIZONA PECAN INDUSTRY

Senate Bill No. 139, by Mr. Baker, relating to Arizona pecan industry, was read the third and final time, and passed on roll call, which resulted: Ayes 16, Noes 1, not voting 2, as follows:

AYES

Angius	Jones	Rienhardt
Babbitt	McEachren	Smith
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt		

NOES

Stanton

NOT VOTING

Kelly

The President

The President announced the signing in open session of Senate Bill No. 139, by Mr. Baker, relating to Arizona pecan industry.

MINIMUM RATE OF INTEREST

Senate Bill No. 112, by Mr. Patterson, relating to minimum rate of interest on deposits, was read the third and final time, and passed on roll call, which resulted: Ayes 16, Noes 1, not voting 2, as follows:

AYES

Angius	McEachren	Smith
Babbitt	Moore	Stanton
Baker	Patterson	Truman
Dalton	Pomeroy	Wieden
Hunt	Rienhardt	Wiltbank
Jones		

NOES

Harrison



AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The President announced the signing in open session of House Bill No. 64, relating to benefit corporations.

INCOME TAXATION

House Bill No. 68, relating to income taxation, was read the third and final time, and passed on roll call which resulted: Ayes 19, as follows:

AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The President announced the signing in open session of House Bill No. 68, relating to income taxation.

FRUIT AND VEGETABLE INDUSTRY

House Bill No. 102, relating to fruit and vegetable industry, was read the third and final time, and passed on roll call, which resulted: Ayes 16, Noes 1, not voting 2, as follows:

AYES

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Wiltbank
Dalton	Moore	The President
Harrison	Patterson	
Hunt	Pomeroy	

NOES

Stanton

NOT VOTING

Truman

Wieden

The President announced the signing in open session of House Bill No. 102, relating to fruit and vegetable industry.

CURRICULUM DEGREES

Mr. Babbitt moved that Senate Bill No. 204, by Mr. Babbitt, relating to curriculum degrees, be amended as follows:

Strike "and such courses shall be so recognized and accepted by the University of Arizona in lieu of such courses at said university", and insert "and upon satisfactorily completing such courses may award the degree of Master of Arts in education".

The motion was agreed to and the amendment was adopted.

The Bill was re-referred to the Committee on Enrolling and Engrossing.

#### COMPROMISE OF TAXES

Senate Bill No. 99, by Mr. Truman, relating to compromise of taxes, was read the third and final time, and passed on roll call, which resulted: Ayes 12, Noes 6, not voting 1, as follows:

##### AYES

Baker	Kelly	Rienhardt
Dalton	McEachren	Smith
Harrison	Moore	Stanton
Jones	Pomeroy	Truman

##### NOES

Angius	Hunt	Wieden
Babbitt	Patterson	Wiltbank

##### NOT VOTING

The President

The President announced the signing in open session of Senate Bill No. 99, by Mr. Truman, relating to compromise of taxes.

#### DRIVING UNDER INFLUENCE OF LIQUOR

Senate Bill No. 138, by Mr. Rienhardt, relating to driving under influence of liquor, was read the third and final time, and passed on roll call, which resulted: Ayes 18, not voting 1, as follows:

##### AYES

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wieden
Hunt	Pomeroy	Wiltbank

##### NOT VOTING

The President

The President announced the signing in open session of Senate Bill No. 138, by Mr. Rienhardt, relating to driving under influence of liquor.

#### DAIRIES AND DAIRY PRODUCTS

Senate Bill No. 129, by Mr. Truman, relating to dairies and

dairy products, was read the third and final time, and passed on roll call, which resulted: Ayes 17, Noes 1, not voting 1, as follows:

AYES

Angius	Kelly	Smith
Babbitt	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Jones	Rienhardt	

NOES

Hunt

NOT VOTING

The President

The President announced the signing in open session of Senate Bill No. 129, by Mr. Truman, relating to dairies and dairy products.

DEPARTMENT OF FINANCE

Senate Bill No. 82, by Mr. Angius, relating to establishment of a department of finance, was read the third and final time, and passed on roll call, which resulted: Ayes 18, Noes 1, as follows:

AYES

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wieden
Hunt	Pomeroy	The President

NOES

Wiltbank

The President announced the signing in open session of Senate Bill No. 82, by Mr. Angius, relating to establishment of a department of finance.

DESIGNATION OF HIGHWAY

House Bill No. 51, relating to designation of highway, was read the third and final time, and passed on roll call, which resulted: Ayes 12, Noes 5, not voting 2, as follows:

AYES

Angius	Hunt	Pomeroy
Babbitt	Jones	Rienhardt
Dalton	Kelly	Smith
Harrison	Moore	Stanton

NOES

Baker	Patterson	The President
McEachren	Wiltbank	

## NOT VOTING

Truman

Wieden

The President announced the signing in open session of House Bill No. 51, relating to designation of highway.

## SALE OF FOREIGN MOTOR VEHICLES

House Bill No. 201, relating to sale of foreign motor vehicles, was read the third and final time, and passed on roll call, which resulted: Ayes 19, as follows:

## AYES

Angius  
Babbitt  
Baker  
Dalton  
Harrison  
Hunt  
Jones

Kelly  
McEachren  
Moore  
Patterson  
Pomeroy  
Rienhardt  
Smith

Stanton  
Truman  
Wieden  
Wiltbank  
The President

The President announced the signing in open session of House Bill No. 201, relating to sale of foreign motor vehicles.

## RECESS

Mr. McEachren moved that the Senate stand at recess until 1:30 o'clock, p. m. The motion was agreed to, and (at 12 o'clock and three minutes, p. m.) the Senate stood at recess.

## AFTERNOON SESSION

The President called the Senate to order at 1:45 o'clock, p. m.

## WELFARE AND EDUCATION OF INDIANS

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 45, by Mr. Moore, relating to welfare and education of Indians, with the following amendment:

Page 1, at the end of line 5, section 1, insert the following: "as amended by the act of June 4, 1936 49 stat. 1458),".

Mr. Moore moved that the Senate concur in the House amendment to Senate Bill No. 45. The motion was agreed to on roll call, which resulted: Ayes 17, not voting 2, as follows:

## AYES

Angius  
Babbitt  
Dalton  
Harrison  
Hunt  
Jones

McEachren  
Moore  
Patterson  
Pomeroy  
Rienhardt  
Smith

Stanton  
Truman  
Wieden  
Wiltbank  
The President

## NOT VOTING

Baker

Kelly

The President announced the signing in open session of Senate Bill No. 45, by Mr. Moore, relating to welfare and education of Indians.

## TAX ON MOTOR VEHICLES

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had adopted the joint conference committee report on House Bill No. 23, relating to tax on motor vehicles.

## MESSAGES FROM THE HOUSE

Messages from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed the following:

Substitute House Bill No. 47, entitled: "An act relating to old age assistance, and declaring an emergency".

House Bill No. 53, relating to hydro-electric power transmission from the Colorado river, and providing for state participation in the cost of a federal survey.

## INTRODUCTION AND FIRST READING OF BILLS

By unanimous consent the Senate reverted to the order of business introduction and first reading of Bills, and the Appropriations Committee introduced Senate Bill No. 210, entitled: "An act making appropriation for the various departments of state, for the state institutions, for public schools, for state departments, activities, agencies, and purposes appurtenant thereto; and for the interest on and redemption of the public debt; providing for the manner in which appropriations for labor shall be expended and the manner in which and conditions under which all appropriations herein shall be paid, all for the fiscal year beginning July 1, 1937, and ending June 30, 1938, hereinafter designated as the 26th fiscal year, and beginning July 1, 1938, and ending June 30, 1939, hereinafter designated as the 27th fiscal year, all of which constitute a general appropriation bill for said fiscal years."

By unanimous consent the Bill was read the first time by number and title.

Mr. McEachren moved that the rules be suspended and Senate Bill No. 210 be referred to the proper committee today. The motion was agreed to, and the Bill was referred to the Committee on Appropriations.

Substitute House Bill No. 47, entitled: "An act relating to old age assistance, and declaring an emergency", was, by unanimous consent, read the first time by number and title.

Mr. Babbitt moved that the rules be suspended and Substitute House Bill No. 47 be placed under the order of business second reading of bills for today. The motion was agreed to.

House Bill No. 53, entitled: "An act relating to hydro-electric power transmission from the Colorado river, and providing for state participation in the cost of a federal survey", was, by unanimous consent, read the first time by number and title, and was laid over for one day.

#### REFERENCE OF BILLS

The President made the following reference of bills:

House Bill No. 135, relating to formation of partnerships, to the Committee on Judiciary.

House Joint Memorial No. 7, relating to reclamation projects highway, to the Committee on Agriculture and Irrigation.

#### TAX COMMISSION

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 103, by Mr. Wieden, relating to tax commission, with the recommendation that the Bill do pass.

Mr. Wieden, a Senator from Pima, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### OUT-OF-STATE WITNESSES

Mr. Patterson, for the Committee on Judiciary, reported House Bill No. 78, relating to out-of-state witnesses, with the recommendation that the Bill do pass.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### NEEDY BLIND

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Substitute House Bill No. 45, relating to needy blind, as properly engrossed with the following corrections:

Strike the emergency clause from the title.

Page 1, line 2, strike "As used" preceeding "in this act", insert "unless the context otherwise requires";

Page 1, in definition of "recipient" strike "any" preceding "person", insert "a";

Strike the words "The state board shall" preceding "designate" and the same words preceding "promulgate" (being the first four words) of subsections (i) and (j) of section 4;

Page 4, line 5, strike "board" after "state";

Page 4, line 16, strike "and" preceding "print";

Page 4, line 17, insert "with" preceding "blanks";  
 Page 5, line 7, strike "and" after "reports;"  
 Page 6, line 1, strike "Created" after "Committee";

Page 6, line 11, strike "to the needy blind" after "Assistance";

Page 8, line 18, insert "the" after "to";

Page 9, line 20, strike "or" after "application";

Page 13, line 16, strike "or" preceding "attempts";  
 strike "or" preceding "aids";

Page 13, line 18, strike "or" preceding "by";

Page 13, line 26, strike "thereof", after "conviction";

Page 14, line 6, strike "Whoever violates" and insert "Any person violating";

Page 14, line 9, strike "shall be" after "conviction";

Page 15, line 4, strike "provided that" after "same" and insert "and";

Page 15, line 11, insert "and" after "law;";

Page 16, line 26, strike "board" after "state";

Page 16, line 27, strike "board" after "state";

Page 17, line 6, strike "to be" after "deemed";  
 strike "to" after "and";

Page 17, line 7, strike "be" preceding "held";

Page 17, line 8, strike "hereinafter" after "may" and insert "hereafter";

Page 17, lines 12, 13, 14, and 15, strike, and insert standard severability clause;

Page 17, line 17, insert "as" preceding "the".

Mr. Pomeroy moved the adoption of the corrections. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

#### BOARD OF SOCIAL SECURITY AND PUBLIC WELFARE

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Substitute House Bill No. 84, relating to board of social security and public welfare, as properly engrossed with the following corrections:

The title to read:

AN ACT

Relating to public welfare; creating a state board

of public welfare, and amending sections 3 and 10, chapter 35, session laws of 1933, regular session.

Page 1, strike the first 5 lines after the enact-  
ing clause.

Page 1, insert the following after the enact-  
ing clause:

"Section 1. Section 3, chapter 35, session laws  
of 1933, regular session, is amended to read:"

Page 1, line 7, strike "towit" after "duties".

Page 2, line 4, strike "state" preceding "board".

Page 2, line 31, strike "provided, however, that"  
preceding "when".

Page 3, lines 10 and 11, strike "provided, how-  
ever, that" and insert "but."

Page 3, line 19, strike "provided, however, that"  
preceding "nothing" and insert "but".

Page 6, line 13, insert the following:

"Sec. 2. Sec. 10, chapter 35, session laws of  
1933, regular session, is amended to read:"

Page 7, lines 14 and 15, strike "provided, how-  
ever, that" and insert "but".

Page 7, line 26, strike "Section 15." and insert  
"Sec. 3." at the beginning of the line.

Page 7, line 16, strike "15" after "section" and  
insert "3".

Page 8, line 6, strike "such examinations" after  
"of" and insert "which".

Page 8, line 14, strike "provided, however, that"  
preceding "no" and insert "but".

Page 9, re-number sections 16 to 20 inclusive  
as sections 4 to 8 inclusive.

Add the following words to the repeal clause:

"This section does not negative an implied re-  
peal of any statute which conflicts with this act."

Mr. Pomeroy moved the adoption of the corrections. The  
motion was agreed to, and the Bill was placed under the order  
of business third reading of bills.

#### LISTING PROPERTY FOR TAXATION

Mr. Pomeroy, for the Committee on Enrolling and Engross-  
ing, reported Senate Bill No. 173, by Mr. Jones, relating to listing  
property for taxation, as properly engrossed with the following  
corrections:

The title to read:

AN ACT

Relating to taxation, and amending article 3, chapter 73, Revised Code of 1928, by adding section 3075a.

Insert the enacting clause.

Insert the following after the enacting clause:

"Section 1. Article 3, chapter 73, Revised Code of 1928, is amended by adding section 3075a.:".

Line 2, strike "charge of or" preceding "under", insert "charge or" preceding "control", strike "in this state".

Line 3, strike "the" preceding "state" insert "this", strike "of" after "state".

Line 4, strike "Arizona" preceding "accurate".

Line 9, strike "said" preceding "assessor".

Line 10, strike "should" after "assessor" and insert "shall", strike "said" preceding "books".

Line 12, strike "from any county assessor" after "demand".

Line 13, strike "such" preceding "assessor" and insert "the".

Mr. Pomeroy moved the adoption of the corrections. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

DEPENDENT CHILDREN

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Substitute House Bill No. 46, relating to dependent children, as properly engrossed with the following corrections:

Strike the emergency clause from the title.

Page 1, line 2, strike "As used" preceding "in this Act", insert "unless the context otherwise requires" after "in this Act".

Section 8, (Committee of Whole Amendment), insert "to the state auditor" after "certification" in line 2, and strike "to the state auditor" in line 3.

Page 7, line 2 of Sec. 13, strike "or" preceding "attempts", strike "or" preceding "aids".

Page 7, line 3 of Sec. 13, strike "or" preceding "by".

Page 7, line 7 of Sec. 13, insert "and" after "entitled;".

Page 7, line 11 of Sec. 13, strike "be" after "or".

Page 8, line 6, strike "Whoever violates" preceding "any" and insert "Any person violating".

Page 8, line 23, insert "the" preceding "basis".

Sec. 23. (Committee of Whole amendment) strike "to be" after "deemed" and preceding "held" in line 2; line 4, strike "hereinafter" and insert "hereafter"; line 11, strike "in carrying" preceding "out" and insert "to carry";

Page 10, strike section 24 and insert standard Severability clause.

Page 10, line 2 of section 25, insert "as" preceding "the".

Mr. Pomeroy moved the adoption of the corrections. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

#### CURRICULUM DEGREES

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 204, by Mr. Babbitt, relating to curriculum degrees, as properly engrossed with the following corrections:

In the amendment submitted March 8, 1937, strike "satisfactorily completing" and insert "satisfactory completion of".

Mr. Pomeroy moved the adoption of the corrections. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

#### REAL ESTATE CODE

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported House Bill No. 32, relating to real estate code, as properly engrossed.

The Bill was placed under the order of business third reading of bills.

#### OLD AGE ASSISTANCE

By unanimous consent Substitute House Bill No. 47, relating to old age assistance, was read the second time by number and title.

Mr. Babbitt moved that the Bill be amended as follows:

Strike all after the enacting clause and insert the provisions of Senate Bill No. 168, as amended.

The motion was agreed to.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative,

and the Bill was referred to the Committee on Enrolling and En-  
grossing.

REAL ESTATE CODE

House Bill No. 32, relating to real estate code, was read the  
third and final time, and passed on roll call, which resulted: Ayes  
17, Noes 2, as follows:

AYES

Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wieden
Hunt	Pomeroy	The President
Jones	Rienhardt	

NOES

Angius	Wiltbank
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The President announced the signing in open session of  
House Bill No. 32, relating to real estate code.

LISTING PROPERTY FOR TAXATION

Senate Bill No. 173, by Mr. Jones, relating to listing property  
for taxation, was read the third and final time, and passed on  
roll call, which resulted: Ayes 16, Noes 2, not voting 1, as follows:

AYES

Angius	McEachren	Stanton
Babbitt	Moore	Wieden
Baker	Patterson	Wiltbank
Dalton	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

NOES

Harrison	Truman
----------	--------

NOT VOTING

Kelly

The President announced the signing in open session of  
Senate Bill No. 173, by Mr. Jones, relating to listing property for  
taxation.

NEEDY BLIND

Substitute House Bill No. 45, relating to the needy blind, was  
read the third and final time, and passed on roll call, which re-  
sulted: Ayes 14, Noes 5, as follows:

AYES

Angius	Hunt	Smith
Babbitt	Kelly	Stanton
Baker	Moore	Wieden

Dalton	Patterson	The President
Harrison	Rienhardt	

## NOES

Jones	Pomeroy	Wiltbank
McEachren	Truman	

The President announced the signing in open session of Substitute House Bill No. 45, relating to the needy blind.

Mr. Pomeroy offered the following explanation of his vote on Substitute House Bill No. 45:

I desire to explain my vote on Substitute House Bill No. 45, providing that the board of social security and public welfare shall be appointed by the Governor. The bill before us perpetuates in office the board of public welfare created by chapter 35, Session Laws of 1933, and would prevent the present Governor, who was elected by the largest majority ever accorded a governor of our state, from making any appointments to the board controlling this measure, as well as all other social security acts before this legislature, except the two whom he may appoint to take office after his term expires on the 1st day of January, 1939, so he would have no appointment for whom he could be responsible under these acts during his time of office. I think the Governor should have the right to make such appointments.

Secondly, this amending of Substitute House Bill No. 45 will precipitate the same battle on the social security measures that was had in the special session of the Twelfth Legislature, which resulted in the failure of the social security acts, except one that passed without the emergency clause, and the same condition may result now. I am in favor of the passage of workable social security measures in order that we may participate in social security benefits, and I think this amended bill will make that hope genuinely hazardous, and I am therefore compelled to vote No.

## CURRICULUM DEGREES

Senate Bill No. 204, by Mr. Babbitt, relating to curriculum degrees, was read the third and final time, and passed on roll call, which resulted: Ayes 16, Noes 3, as follows:

## AYES

Babbitt	McEachren	Stanton
Baker	Moore	Truman
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President
Jones	Rienhardt	
Kelly	Smith	

## NOES

Angius	Dalton	Wieden
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The President announced the signing in open session of Senate Bill No. 204, by Mr. Babbitt, relating to curriculum degrees.

BOARD OF SOCIAL SECURITY AND PUBLIC WELFARE

Substitute House Bill No. 84, relating to board of social security and public welfare, was read the third and final time, and passed on roll call, which resulted: Ayes 13, Noes 6, as follows:

AYES

Angius	Kelly	Stanton
Babbitt	Moore	Truman
Baker	Patterson	The President
Dalton	Rienhardt	
Hunt	Smith	

NOES

Harrison	McEachren	Wieden
Jones	Pomeroy	Wiltbank

Mr. Wieden moved that Substitute House Bill No. 84, be amended as follows:

Amend Section 1, Laws of 1933, chapter 35, to read:

“The Governor shall appoint a board to consist of five members, citizens of the State of Arizona, to constitute the State Board of Public Welfare. At least one of such members shall be a woman. Immediately upon this Act becoming effective, the Governor shall appoint two members, replacing the two members appointed to fill terms expiring January 1, 1937. The term of each member appointed by the Governor shall be for four years. Apointments to fill vacancies in the board arising from any cause whatsoever, except expiration of term, shall be made for the remaining portion of such term. The members of the board shall serve without pay, except that they shall receive their actual and necessary expenses incurred in traveling and in discharge of the duties required by this Act.

The motion was lost.

The President announced the signing in open session of Substitute House Bill No. 84, relating to board of social security and public welfare.

Mr. Pomeroy offered the following explanation of his vote on Substitute House Bill No. 84:

I desire to explain my vote on Substitute House Bill No. 84, providing that the board of social security and public welfare shall be appointed by the Governor.

The bill before us perpetuates in office the board of public welfare created by chapter 35, Session Laws of 1933, and would prevent the present Governor, who was elected by the largest majority ever accorded a governor of our state, from making any appointments

to the boards controlling this measure, as well as all other social security acts before this legislature, except the two whom he may appoint to take office after his term expires on the 1st day of January, 1939, so he would have no appointment for whom he could be responsible under these acts during his time of office. I think the Governor should have the right to make such appointments.

Secondly, this amending of Substitute House Bill No. 84 will precipitate the same battle on the social security measures that was had in the special session of the Twelfth Legislature, which resulted in the failure of the social security acts, except one that passed without the emergency clause, and the same condition may result now. I am in favor of the passage of workable social security measures in order that we may participate in social security benefits, and I think this amended bill will make that hope genuinely hazardous, and I am therefore compelled to vote No.

#### DEPENDENT CHILDREN

Substitute House Bill No. 46, relating to dependent children, was read the third and final time, and passed on roll call, which resulted: Ayes 19, as follows:

#### AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The President announced the signing in open session of Substitute House Bill No. 46, relating to dependent children.

#### ADJOURNMENT

Mr. McEachren moved that the Senate adjourn until tomorrow at 9 o'clock, a. m. The motion was agreed to, and (at 3 o'clock and fifty-five minutes, p. m.) the Senate adjourned until tomorrow, March 9, 1937, at 9 o'clock, a. m.

PAUL C. KEEFE,  
President.

W. J. GRAHAM,  
Secretary.

**TUESDAY, MARCH 9**

The Senate met at 9:50, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

THE JOURNAL

By unanimous consent the reading of the Journal of Monday, March 8, 1937, was dispensed with, and the Journal was approved.

COMPARATIVE VALUE IN ARIZONA, 1935

Mr. Kelly laid before the Senate a table of comparative values in Arizona, being a compilation of the figures of the United States Bureau of Census as compared with those of the State Tax Commission, and moved that it be accepted as a public document and be printed. The motion was agreed to.

REFERENCE OF BILLS

The President made the following reference of Bills:

House Bill No. 53, relating to hydro-electric transmission, to the Committee on Appropriations.

COMMITTEE ON RULES

Mr. Keefe, for the Committee on Rules, submitted the following Calendar for consideration in the Committee of the Whole today:

Senate Bill No. 109, Senate Bill No. 110, Senate Bill No. 111, Senate Bill No. 113, Senate Bill No. 65, Senate Bill No. 66, House Bill No. 101, House Bill No. 184, House Bill No. 11, Senate Bill No. 182, Senate Bill No. 183, House Bill No. 12, Senate Bill No. 101, Senate Bill No. 161, House Bill No. 3.

Mr. Hunt moved the adoption of the recommendation of the Committee on Rules. The motion was agreed to.

UNEMPLOYMENT COMPENSATION

Mr. Pomeroy, for the Committee on Style, Revision and Compilation, reported House Bill No. 200, relating to unemployment compensation, with the recommendation that the Bill be revised as follows:

## Section 1:

Page 1, line 4: Strike "PAYMENT OF BENEFITS."

Page 1, line 9: Strike "WEEKLY BENEFIT AMOUNT FOR TOTAL UNEMPLOYMENT."

Page 5, line 1: (committee of the whole amendment): Strike "WEEKLY BENEFIT FOR PARTIAL UNEMPLOYMENT."

Page 5, line 6: (committee of the whole amendment): Strike "used", insert "defined"; strike "(m)".

Page 2, line 7: Strike "DETERMINATION OF FULL TIME WEEKLY WAGE."

Page 2, line 11: Strike "paragraph (3)", insert "subsection (f)".

Page 2, line 12: Strike "subsection", insert "section".

Page 2, line 22: Strike "paragraph (3)", insert subsection (f)".

Page 2, line 23: Strike "subsection.", insert "section."

Page 3, line 4: Strike "DURATION OF BENEFITS."

Page 3, line 15: Following "amount," strike "and", insert "or".

Page 3, line 17: Strike "PART-TIME WORKERS."

Page 3, line 28: Strike "SEASONAL EMPLOYMENT."

Page 4, line 7: Strike "the term", insert "1."

Page 4, line 15: Strike "(2) DEFINITION. The term", insert "2."

Page 4, line 20: Strike "DETERMINING RULES FOR SEASONAL WORKERS."

## Section 2:

Page 5, line 5: Following "provisions of" insert "subsection (a)."; strike "(a) of this act."

Page 5, line 5: Strike "subsection", insert "paragraph".

Page 5, lines 13 and 14: Strike "subsection:", insert "paragraph:"

Page 5, lines 16 and 17: Strike "provided that", insert "but".

Page 5, line 18: Strike "provided further that".

Page 5, line 25: Strike "subsections (b) and (c)", insert "paragraphs 2 and 3, subsection (a)".

Section 3:

Page 6, line 16: Strike "(1) DETERMINING AVAILABLE WORK."

Page 6, line 23: Strike "(2) DISQUALIFICATION DEFINED."

Page 7, line 11: Strike "provided that"; strike "subsection", insert "provision".

Page 7, line 13: Preceding "financing" strike "or".

Page 7, line 21: Strike "Provided, that if in any case", insert "In the case of".

Page 7, line 25: Strike "and provided further, that".

Page 7, line 26: Strike "such", insert "the".

Page 7, line 29: Following "employee" strike "and", insert "or".

Page 8, line 10: Strike "Provided," insert "except,".

Section 4:

Page 8, line 16: Strike "FILING."

Page 8, line 19: Strike "such", insert "the".

Page 8, line 21: Strike "such individual", insert "thereof".

Page 8, line 22: Strike "such regulations.", insert "the same."; strike "Such".

Page 8, line 25: Strike "INITIAL DETERMINATION."

Page 8, line 28: Strike "such claim", insert "it".

Page 9, line 1: Strike "such", insert "the".

Page 9, line 6: Insert "paragraph 4," following "provisions of"; following "section 5" strike "(d)".

Page 9, line 7: Strike "of this act".

Page 9, line 8: Strike "that subsection", insert "such paragraph".

Page 9, line 12: Strike "subsection", insert "paragraph".

Page 9, line 15: Strike "any such", insert "an".

Page 9, line 17: Preceding "notification" strike "such"; following "days after" strike "such".

Page 9, line 19: Following "appeal from" strike "such", insert "the"; following "decision," strike "such decision", insert "it".

Page 9, line 23: Strike "such", insert "the"; strike "Provided, that if", insert "except that in the event".

Page 9, line 29: Strike "APPEALS"; strike "such", insert "the".

Page 10, line 3: Strike "such", insert "the".

Page 10, line 6: Strike "such", insert "the".

Page 10, line 8: Strike "APPEAL TRIBUNALS."

Page 10, line 11: Following "accordance with" insert "subsection (d).".

Page 10, line 12: Preceding "of this act" strike "(d)".

Page 10, line 16: Following "service on" strike "such", insert "the".

Page 10, line 23: Strike "COMMISSION REVIEW."

Page 10, line 26: Preceding "case" strike "such", insert "the".

Page 10, line 27: Following "parties to" strike "such", insert "the".

Page 10, line 30: Following "unanimous," strike "and", insert "or".

Page 11, line 7: Strike "PROCEDURE."

Page 11, line 18: Revise section 4, subsection (g), to read:

(g) Witnesses subpoenaed pursuant to this section shall be allowed fees, not less than those paid in the United States district courts of Arizona, at a rate fixed by the commission. Such fees shall be deemed a part of the expense of administering this act.

Page 11, line 23: Revise section 4, subsection (h), to read:

(h) Any decision of the commission in the absence of an appeal therefrom shall become final ten days after the date of notification or mailing, and judicial review shall be permitted only after any party claiming to be aggrieved by the decision has exhausted his remedies before the commission. The commission shall be deemed to be a party to any judicial action involving any such decision, and may be represented in any such judicial action, or at the commission's request, by the attorney general.

Page 12, line 5: Strike "COURT REVIEW."

Page 12, line 6: Strike "thereby".

Page 12, line 7: Following "an action" insert "against the commission".

Page 12, lines 9 and 10: Strike "against the commission for the review of its decision, in which", insert "and in the".

Page 12, line 15: Strike "such service", insert "it".

Page 12, line 18: Following "copy to each" strike "such".

Page 12, line 19: Following "file with" strike "said", insert "the".

Insert the emergency clause.

Page 12, line 22: Strike "in its discretion,".

Page 12, line 23: Preceding "court" strike "such", insert "the".

Page 12, line 27: Preceding "court" strike "said",

Page 13, line 8: Following "entering" strike "such", insert "an".

Page 13, line 10: Strike "with such determination.", insert "therewith."

Section 5:

Page 13, line 15: Strike "PAYMENT. (1)".

Page 13, line 19: Following "section 19" strike "(i)".

Page 13, lines 20 and 21: Strike "by each employer to the commission for the fund".

Page 13, line 22: Strike "which".

Page 13, line 25: Following "payment of" strike "any".

Page 13, line 28: Strike "RATE OF CONTRIBUTION."

Page 14, line 8: Strike "FUTURE RATES BASED ON BENEFIT EXPERIENCE."

Page 15, line 8: Strike "PRESCRIBING RULES GOVERNING JOINT ACCOUNTS."

Page 15, line 16: Strike "EMPLOYER'S EXPERIENCE CLASSIFICATION."

Page 16, line 33 (committee of the whole amendment): Strike "Section 5AA.", insert "sec. 6."

Section 6, to read:

Sec. 6. Subsection (a), section 10, chapter 13, session laws of 1936, first special session, is amended to read:

10. UNEMPLOYMENT COMPENSATION COMMISSION. There is hereby created an unemployment compensation commission of Arizona, to be composed of three members. The members of the industrial commission of Arizona shall be the members of the unemployment compensation commission of Arizona, and as such members shall receive one thousand dollars each per annum, which compensation shall be in addition to the compensation provided by law for members of the industrial commission of Arizona.

Re-number new section 5b (committee of the whole amendment), to read section 7:

Section 7:

Page 6, line 4 (committee of whole amendment): Strike "Personnel."

Re-number original section 6, to read section 8.

Section 8:

Page 4, lines 1 and 2 (committee of the whole report): Strike "Establishment and functions."

Page 4, line 25 (committee of the whole report): Strike "hereby".

Page 4, lines 27, 28 and 29 (committee of the whole report): Strike "of the laws of the Twelfth Session of the Legislature of the state of Arizona, 1935 session," insert "Session Laws of 1935,".

Page 4, line 44 (committee of the whole report): Preceding "regulations" strike "the".

Page 4, line 54 (committee of the whole report): Strike "Financing."

Re-number new section 8a (committee of the whole amendment), to read section 9, and transpose the section to proper numerical order.

Section 9, to read:

Sec. 9. Sec. 17, chapter 13, Session Laws of 1936, first special session, is amended to read:

17. LEGAL REPRESENTATION. (a) The attorney general shall be the legal representative and advisor of the unemployment compensation commission of Arizona and shall give all legal service the commission may require. Upon request of the unemployment compensation commission of Arizona, the attorney general shall designate, for such time and purposes as the commission may require, an attorney, or attorneys whose compensation shall be fixed by the unemploy-

ment compensation commission of Arizona and shall be a charge against and paid from the unemployment compensation administration fund.

(b) All criminal actions for violation of any provision of this act, or of any rules or regulations issued pursuant thereto, shall be prosecuted by the attorney general of the state, or, at his request and under his direction, by the county attorney of any county in which the employer has a place of business or the violator resides.

Re-number original section 7, to read section 10.

Section 10:

Page 19, lines 6 and 7: Strike "NON-LIABILITY OF STATE."

Page 19, line 12: Strike "RECIPROCAL ARRANGEMENTS."; strike "hereby".

Page 19, line 17: Preceding "section 19" insert "the definition of employment in"; following "section 19" strike "(i)".

Re-number original section 8, to read section 11, and re-number all subsequent sections consecutively.

Section 11:

Page 20, line 3: Strike "As used".

Page 20, line 4: Strike "clearly requires otherwise:"; insert "otherwise requires:".

Page 20, line 15: Strike "week", insert "weeks".

Page 20, line 25: Following "December 31," insert "but"; strike "however,".

Page 21, line 7: Following "within" strike "this", insert "the".

Page 21, line 8: Following "within" strike "this", insert "the".

Page 21, line 9: Following "within" strike "this", insert "the".

Page 21, line 21: Strike "(1) APPLICABLE MINIMUM EMPLOYEES.".

Page 21, line 28: Strike "(2) ACQUIRING ASSETS.".

Page 22, line 4: Strike "(3) ACQUIRING ASSETS OF NON-EMPLOYER.".

Page 22, line 9: Strike "paragraph (1) of this subsection;"; insert "item 1 of this definition;".

Page 22, line 10: Strike "(4) MULTIPLE CONTROL.".

Page 22, lines 16 and 17: Strike "paragraph (1) of this subsection;"; insert "item 1 of this definition;".

Page 22, line 18: Strike "(5) DESCRIBING EMPLOYER."

Page 22, line 19: Strike "paragraph", insert "item".

Page 22, line 22: Strike "(6) OTHER EMPLOYERS."

Page 22, line 23: Following "pursuant to" insert "subsection (c)."; preceding "any other" strike "(c)".

Page 22, line 26: Strike "subsection", insert "definition".

Page 22, line 29: Strike "employment".

Page 23, line 1: Following "and without" strike "this", insert "the".

Page 23, line 3: Strike "this", insert "the".

Page 23, line 12: Strike "(3) SERVICES NOT COVERED."

Page 23, line 13: Strike "paragraph (2) of this subsection", insert "the above provisions".

Page 23, line 14: Strike "this", insert "the".

Page 23, line 17: Strike "such", insert "the".

Page 23, line 18: Strike "this", insert "the".

Page 23, line 22: Strike "(4) SERVICE LOCALIZED."

Page 24, line 2: Strike "(5) SERVICE EXCEPTIONS."

Page 24, line 8: Following "in fact" strike "and".

Page 24, line 16: Strike "(6) EMPLOYMENT EXEMPTIONS."

Page 25, line 13: Preceding "authorized" strike "hereby".

Page 26, line 4: Following "'unemployment'" insert "means:".

Page 26, lines 17 and 18: Strike "(3) PARTIAL WAGES. As used in this subsection, the term"; preceding "shall include" insert "as used in this definition,".

Page 26, line 20: Strike "the term".

Page 26, line 24: Strike "(4) DETERMINING START OF UNEMPLOYMENT PERIOD."

Page 27, lines 9 and 10: Strike "An individual's

'weekly benefit amount'"; following "amount of benefits" strike "he", insert "an individual".

Section 12:

Page 28, line 8: Strike "this", insert "the".

Section 13:

Page 28, line 11: Preceding "To preserve" insert "EMERGENCY".

Page 28, line 12: Following "this act" insert "shall".

The title, to read:

AN ACT

Relating to unemployment compensation, and amending sections 3, 4, 5, 6, 7, 10, 11, 12, 17, 18, 19, and 22, chapter 13, Session Laws of 1936, first special session.

Mr. Pomeroy moved the adoption of the report. The motion was agreed to and the Bill was placed under the order of business second reading of bills.

By unanimous consent House Bill No. 200, relating to unemployment compensation, was read the second time by number and title.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

FLOOD CONTROL OF LOWER GILA

Mr. Baker moved that House Joint Memorial No. 6, relating to flood control of lower Gila, be withdrawn from the Committee on Agriculture and Irrigation and placed before the Senate for consideration. The motion was lost.

RECLAMATION PROJECTS HIGHWAY

Mr. Baker moved that House Joint Memorial No. 7, relating to reclamation projects highway, be withdrawn from the Committee on Agriculture and Irrigation and placed before the Senate for consideration. The motion was lost.

COMMITTEE OF THE WHOLE

Mr. McEachren moved that the Senate resolve itself into Committee of the Whole for the consideration of bills on the Calendar. The motion was agreed to, and (at 10 o'clock, a. m.) the Senate resolved itself into Committee of the Whole, with Mr. Kelly in the chair.

At 11:40 o'clock, a. m., the Committee of the Whole arose.

SOCIAL SECURITY PROGRAM

Mr. Jones laid before the Senate an unsigned communication

concerning bills now pending on the subject of social security and urging their enactment.

Mr. Jones moved that the communication be inserted in the Journal. The motion was lost.

#### COLORADO RIVER

The President laid before the Senate an unsigned resolution urging legislation for carrying out a Colorado river water program.

Mr. Rienhardt moved that the resolution be received and filed. The motion was agreed to.

#### RECESS

Mr. Patterson moved that the Senate stand at recess until 3 o'clock, p. m. The motion was agreed to, and (at 11 o'clock and fifty-seven minutes, a. m.) the Senate stood at recess.

#### AFTERNOON SESSION

The President called the Senate to order at 3 o'clock, p. m.

#### UNEMPLOYMENT COMPENSATION

Mr. Pomeroy moved that House Bill No. 200, relating to unemployment compensation, be withdrawn from the Committee on Enrolling and Engrossing, and amended as follows:

Strike Sub. (a), (b), and (c) of Sec. 5 (being lines 20 to 42 inclusive, page 5 of the printed bill), and insert in lieu thereof the following:

Section 5. DISQUALIFICATIONS FOR BENEFITS. An individual shall be disqualified for benefits; (a) For the week in which he has left work voluntarily without good cause, if so found by the commission, and for not more than five weeks which immediately follow such week, as determined by the commission according to the circumstances in each case; (b) For the week in which he has been discharged for misconduct connected with his work, if so found by the commission, and for not more than five weeks which immediately follow such week, as determined by the commission in each case according to the seriousness of the misconduct; (c) If the commission finds that he has failed without cause, either to apply for available, suitable work, when so directed by the employment office or the commission or to accept suitable work then offered him, or to return to his customary self-employment (if any) when so directed by the commission. Such disqualification shall continue for the week in which such failure occurred and for not more than five weeks which immediately follow such week as determined by the commission according to the circumstances in each case.

The motion was agreed to, and the amendment was adopted.

The Bill was re-referred to the Committee on Enrolling and Engrossing.

#### SOIL CONSERVATION DISTRICTS

By unanimous consent the Senate reverted to the order of business, reports of standing committees, and Mr. McEachren, for the Committee on Appropriations, reported Senate Bill No. 207, by Mr. Kelly, relating to soil conservation districts, with the recommendation that the Bill be amended as follows:

On page 5, line 11, strike beginning with the word "or" and ending with "available" in line 12 and insert the word "also".

On page 5, line 29, after the word "appoint" insert "by and with the advice and consent of the Senate".

On page 5, line 35, strike the period and insert a semicolon, and insert "provided that such members shall be selected from responsible members of their respective industries and shall have been active therein for not less than five years".

On page 8, line 11, after the word "district" insert the following: "representing the majority of acres of the privately owned land therein".

On page 8, line 27, after the word "thereto" insert "except insofar as said act may be in conflict with the provisions hereof".

On page 9, line 2, after the word "bonds" insert "and except that any person or corporation voting at such election shall be entitled to one vote for each acre or fraction thereof owned by such person or corporation provided however that the total number of acres voted by any such person or corporation shall not exceed 25% of the total number of acres voted at such election".

And as so amended the Bill do pass.

Mr. Kelly, the Senator from Graham, was designated as manager of the Bill.

Mr. Kelly moved the adoption of the amendments. The motion was agreed to.

Mr. Kelly moved that the rules be suspended and Senate Bill No. 207 be placed under the order of business second reading of bills for today. The motion was agreed to.

#### COMMITTEE OF THE WHOLE

By unanimous consent (at 3 o'clock and twenty minutes, p. m.) the Senate resolved itself into Committee of the Whole for the consideration of bills on the Calendar, with Mr. Kelly in the chair.

At 3:40 o'clock, p. m., the Committee of the Whole arose.

## RECESS

By unanimous consent (at 3 o'clock and forty-three minutes, p. m.) the Senate stood at recess, subject to the call of the gavel.

The President called the Senate to order at 3:45 o'clock, p. m.

## ADJOURNMENT

Mr. McEachren moved that the Senate adjourn until 9 o'clock tomorrow morning. The motion was agreed to, and (at 3 o'clock and forty-seven minutes, p. m.) the Senate adjourned until tomorrow Wednesday, March 10, 1937, at 9 o'clock, a. m.

W. J. GRAHAM,  
Secretary.

PAUL C. KEEFE,  
President.

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**WEDNESDAY, MARCH 10**

The Senate met at 9 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Wiltbank
Dalton	Moore	The President
Harrison	Patterson	
Hunt	Pomeroy	

The President announced that Mr. Stanton, Mr. Truman and Mr. Wieden had been excused.

## THE JOURNAL

By unanimous consent the reading of the Journal of Tuesday, March 9, 1937, was dispensed with, and the Journal was approved.

## LANDLORD AND TENANT

The President laid before the Senate a communication from the Governor giving notice that Senate Bill No. 31, by Mr. McEachren, relating to landlord and tenant, had been forwarded to the Secretary of State with the Governor's approval.

## FEDERAL HOUSING NOTES OR BONDS

The President laid before the Senate a communication from the Governor giving notice that Senate Bill No. 19, by Mr. Bab-

bitt, relating to federal housing notes or bonds, had been forwarded to the Secretary of State with the Governor's approval.

#### DUTIES OF STATE AUDITOR

The President laid before the Senate a communication from the Governor giving notice that Senate Bill No. 15, by Mr. Patterson, relating to duties of state auditor, had been forwarded to the Secretary of State with the Governor's approval.

#### REAL ESTATE CODE

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had concurred in the Senate amendments to House Bill No. 32, relating to real estate code.

#### NEEDY BLIND

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had refused to concur in the Senate amendments to Substitute House Bill No. 45, relating to needy blind, and had appointed a conference committee consisting of members Porter, Marks and Sullivan, and requested that the Senate appoint a like committee.

Mr. Harrison moved that a conference committee be appointed to confer with the committee appointed by the House. The motion was agreed to, and the President designated Mr. Patterson, Mr. Rienhardt and Mr. Smith, as conferees on the part of the Senate.

#### DEPENDENT CHILDREN

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had refused to concur in the Senate amendments to Substitute House Bill No. 46, relating to dependent children, and had appointed a conference committee consisting of members Porter, Marks and Sullivan, and requested that the Senate appoint a like committee.

Mr. Smith moved that a conference committee be appointed to confer with the committee appointed by the House. The motion was agreed to, and the President designated Mr. Patterson, Mr. Rienhardt and Mr. Smith, as conferees on the part of the Senate.

#### BOARD OF SOCIAL SECURITY AND PUBLIC WELFARE

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had refused to concur in the Senate amendments to Substitute House Bill No. 84, relating to board of social security and public welfare, and had appointed a conference committee consisting of members Porter, Marks and Sullivan, and requested that the Senate appoint a like committee.

Mr. Smith moved that a conference committee be appointed to confer with the committee appointed by the House. The mo-

tion was agreed to, and the President designated Mr. Patterson, Mr. Rienhardt and Mr. Smith, as conferees on the part of the Senate.

#### TAX ON MOTOR VEHICLES

Mr. Rienhardt moved that a free conference committee be appointed to confer with a like committee from the House, concerning the matter of disagreement to Senate amendments to House Bill No. 23, relating to tax on motor vehicles. The motion was agreed to, and the President designated Mr. Patterson, Mr. Rienhardt and Mr. Dalton, as conferees on the part of the Senate.

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had appointed a free conference committee consisting of members Murray, Shelton and Petersen, to confer with the committee appointed by the Senate, on the matter of disagreement to Senate amendments to House Bill No. 23, relating to tax on motor vehicles.

#### MESSAGES FROM THE HOUSE

Messages from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed the following:

House Bill No. 109, entitled: "An act, making emergency appropriations for the several state institutions".

House Bill No. 217, entitled: "An act, relating to cattle guards on county roads and providing for their maintenance".

House Bill No. 237, entitled: "An act making appropriations for the various departments of state, for the state institutions, for public schools, for state departments, activities, agencies, and purposes appurtenant thereto; and for the interest on and redemption of the public debt; providing for the manner in which appropriations for labor shall be expended and the manner in which and conditions under which all appropriations herein shall be paid, all for the fiscal year beginning July 1, 1937, and ending June 30, 1938, hereinafter designated as the 26th fiscal year, and beginning July 1, 1938, and ending June 30, 1939, hereinafter designated as the 27th fiscal year, all of which constitutes a general appropriation bill for said fiscal years".

#### SEATING OF MR. TRUMAN AND MR. STANTON

The Sergeant-at-Arms announced (at 9:30 o'clock, a. m.) that Mr. Truman, the Senator from Pinal, and Mr. Stanton, the Senator from Greenlee, had entered the Senate chamber and taken their seats.

#### REPORT OF THE COMMITTEE OF THE WHOLE

Mr. Kelly, for the Committee of the Whole, reported Senate Bill No. 109, by Mr. Patterson, relating to instalment loans; Senate Bill No. 110, by Mr. Patterson, relating to capital stock of banks; Senate Bill No. 111, by Mr. Patterson, relating to dividends and surplus funds of banks; Senate Bill No. 113, by Mr. Patterson,

relating to pledging of bank assets; Senate Bill No. 65, by the Committee on Banking and Insurance, relating to sale of capital notes or debentures; Senate Bill No. 66, by the Committee on Banking and Insurance, relating to amending act creating federal deposit insurance corporation; House Bill No. 101, relating to duties of county treasurers; House Bill No. 184, relating to school district budgets; House Bill No. 11, relating to penalty exemption on delinquent taxes; Senate Bill No. 182, by Mr. Patterson, relating to liquor licenses; and Senate Bill No. 183, by Mr. Patterson, relating to liquor license fees; House Bill No. 12, relating to ballots for voting machines; Senate Bill No. 101, by Mr. Wieden, relating to public health; Senate Bill No. 161, by Mr. Wiltbank, relating to classification of state lands; and House Bill No. 3, relating to depositing of public moneys.

The recommendations of the Committee were:

That Senate Bill No. 109 be indefinitely postponed.

That Senate Bill No. 110 do pass.

That Senate Bill No. 111 do pass.

That Senate Bill No. 113 do pass.

That Senate Bill No. 65 be amended as follows:

By striking section 2 from the Bill.

And as so amended, the Bill do pass.

That Senate Bill No. 66 do pass.

That House Bill No. 101 be amended as follows:

Section 1, line 6, page 1, strike the word "one" and insert the word "fifteen" in lieu thereof.

And as so amended, the Bill do pass.

That House Bill No. 184 be amended as follows:

Page 2, line 8: At the end of subdivision (b), section 1, following the last word in this section, "county", insert the following:

"Provided that the publication shall not be necessary in school districts which have less than seventy-five pupils in attendance in the schools thereof."

In subdivision (b), line 3, after the word "published" insert the word "once".

And as so amended, the Bill do pass.

That House Bill No. 11 be amended as follows:

Section 2, line 5, strike "\$1,000.00" and insert in lieu thereof "\$500.00".

Insert the emergency clause.

And as so amended, the Bill do pass.

That Senate Bill No. 182 do pass.

That Senate Bill No. 183 do pass.

That House Bill No. 12 be amended as follows:

Add new section following section 3, to read as follows:

Sec. 4. Sec. 1304, Revised Code of 1928, is hereby amended to read:

1304. APPLICATION FOR BALLOT. Within thirty days next preceding the Saturday before any primary or general election, such elector may make application in person to any registration officer in the state for an official absent or disabled voter's ballot, or if absent from the state during the thirty days next preceding the election may, upon the application blanks herein provided for, secure such ballot by appearing before any notary public or other officer qualified to administer oaths within the state of temporary residence, and swearing and subscribing to such application and returning the original and duplicate to the recorder of the county in which such elector is registered. Upon receipt of such application, if in proper form the recorder shall mail, postage prepaid to such elector, the ballot described herein, together with the envelope for its return, and such elector may, after making and subscribing the affidavit provided for upon the return envelope, mark such ballot and return it to the recorder of the county wherein such elector is registered.

Line 33, page 4, printed bill, strike the word "only".

Line 37, page 4, printed bill, following the word "office", add "said duplicate applications shall be kept on file for a period of two years after which they together with all absentee ballots received and held unopened by the Recorder after six o'clock, p. m. on election day shall be destroyed."

Line 34, page 5, printed bill, after the word "absentee" add "or disabled voters".

Line 29, page 5, printed bill, following the word "county" insert the word "or precinct".

The title to read:

#### AN ACT

Relating to elections, amending sections 1243, 1255, 1256, 1304 and 1310, Revised Code of 1928, and amending paragraphs 1309, 1311 and 1312, Revised Code of 1928, as amended by chapter 82, Session Laws of 1933, Regular Session.

and as so amended the Bill do pass.

That Senate Bill No. 101 retain its place on the Calendar.

That Senate Bill No. 161 be amended as follows:

On line 1, page 1, after the word "of", strike "seventy thousand" and insert in lieu thereof "fifty thousand".

On line 3, page 1: Strike "Charles P. Mullen" and insert in lieu thereof "state land board".

On line 7, page 1: Strike "Charles F. Mullen" and insert in lieu thereof "state land board".

Line 14, section 4, strike "Charles P. Mullen" and insert "state land commissioner".

Insert the emergency clause.

And as so amended, the Bill do pass.

That House Bill No. 3 be amended as follows:

By striking everything after the enacting clause and substituting in lieu thereof the following:

"Section 1. SECURITY ON DEPOSITS. Notwithstanding any provision of law of this state or of any political subdivision thereof requiring security for deposits in the form of collateral, surety bond or in any other form, security for such deposits shall not be required to the extent said deposits are insured under the provisions of section 12B of the Federal Reserve Act, as amended, or any amendments thereto."

That the title to House Bill No. 3 be amended by striking said title and inserting in lieu thereof the following:

"To exempt banking institutions from furnishing security for any deposits to the extent such deposits are insured under section 12B of the Federal Reserve Act, as amended."

And as so amended, the Bill do pass.

Mr. Kelly moved the adoption of the report. The motion was agreed to.

The President put the question "Shall Senate Bill No. 109 be indefinitely postponed?", which was decided in the affirmative on roll call, which resulted: Ayes 16, not voting 3, as follows:

AYES

Angius  
Babbitt  
Baker

Kelly  
McEachren  
Moore

Stanton  
Truman  
Wiltbank

Harrison  
Hunt  
Jones

Patterson  
Rienhardt  
Smith

The President

NOT VOTING

Dalton

Pomeroy

Wieden

Senate Bill No. 110 was placed under the order of business second reading of bills.

Senate Bill No. 111 was placed under the order of business second reading of bills.

Senate Bill No. 113 was placed under the order of business second reading of bills.

Senate Bill No. 65 was placed under the order of business second reading of bills.

Senate Bill No. 66 was placed under the order of business second reading of bills.

House Bill No. 101 was placed under the order of business second reading of bills.

House Bill No. 184 was placed under the order of business second reading of bills.

House Bill No. 11 was placed under the order of business second reading of bills.

Senate Bill No. 182 was placed under the order of business second reading of bills.

Senate Bill No. 183 was placed under the order of business second reading of bills.

House Bill No. 12 was placed under the order of business second reading of bills.

Senate Bill No. 101 retained its place on the Calendar.

Senate Bill No. 161 was placed under the order of business second reading of bills.

House Bill No. 3 was placed under the order of business second reading of bills.

INTRODUCTION AND FIRST READING OF BILLS

House Bill No. 217, entitled: "An act relating to cattle guards on county roads and provided for their maintenance", was, by unanimous consent, read the first time by number and title.

Mr. Harrison moved that the rules be suspended and House Bill No. 217 be placed under the order of business second reading of bills for today. The motion was agreed to.

House Bill No. 109, entitled: "An act making emergency appropriations for the several state institutions", was, by unanimous consent, read the first time by number and title.

Mr. Rienhardt moved that the rules be suspended and House Bill No. 109 be placed under the order of business second reading of bills for today. The motion was agreed to.

House Bill No. 237, entitled: "An act making appropriations for the various departments of state, for the state institutions, for public schools, for state departments, activities, agencies, and purposes appurtenant thereto; and for the interest on and redemption of the public debt; providing for the manner in which appropriations for labor shall be expended and the manner in which and conditions upon which all appropriations herein shall be paid, all for the fiscal year beginning July 1, 1937, and ending June 30, 1938, hereinafter designated as the 26th fiscal year, and beginning July 1, 1938, and ending June 30, 1939, hereinafter designated as the 27th fiscal year, all of which constitute a general appropriation bill for said fiscal years", was, by unanimous consent, read the first time by number and title.

Mr. McEachren moved that the rules be suspended and House Bill No. 237 be placed on the Calendar of the Committee of the Whole. The motion was agreed to.

Mr. Harrison introduced Senate Memorial No. 5, urging adequate appropriations for the maintenance of civilian conservation camps. The memorial was read the first time in full.

Mr. Harrison moved the adoption of the memorial. The motion was agreed to.

#### CAPITAL STOCK OF BANKS

By unanimous consent Senate Bill No. 110, by Mr. Patterson, relating to capital stock of banks, was read and second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### DIVIDENDS AND SURPLUS FUNDS OF BANKS

By unanimous consent Senate Bill No. 111, by Mr. Patterson, relating to dividends and surplus funds of banks, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### PLEDGING OF BANK ASSETS

By unanimous consent Senate Bill No. 113, by Mr. Patterson, relating to pledging of bank assets, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### SALE OF CAPITAL NOTES OR DEBENTURES

By unanimous consent Senate Bill No. 65, by the Committee on Banking and Insurance, relating to sale of capital notes or debentures, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### AMENDING ACT CREATING FEDERAL DEPOSIT INSURANCE CORPORATION

By unanimous consent Senate Bill No. 66, by the Committee on Banking and Insurance, relating to amending act creating federal deposit insurance corporations, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### DUTIES OF COUNTY TREASURERS

By unanimous consent House Bill No. 101, relating to the duties of county treasurers, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### SCHOOL DISTRICT BUDGETS

By unanimous consent House Bill No. 184, relating to school district budgets, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### PENALTY EXEMPTION ON DELINQUENT TAXES

By unanimous consent House Bill No. 11, relating to penalty exemption on delinquent taxes, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### LIQUOR LICENSE

By unanimous consent Senate Bill No. 182, by Mr. Patterson, relating to liquor licenses, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### LIQUOR LICENSE FEES

By unanimous consent Senate Bill No. 183, by Mr. Patterson, relating to liquor license fees, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### BALLOTS FOR VOTING MACHINES

By unanimous consent House Bill No. 12, relating to ballots for voting machines, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### CLASSIFICATION OF STATE LANDS

By unanimous consent Senate Bill No. 161 by Mr. Wiltbank, relating to classification of state lands, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### DEPOSITING OF PUBLIC MONEY

By unanimous consent House Bill No. 3, relating to the depositing of public moneys, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### CATTLE GUARDS

By unanimous consent House Bill No. 217, relating to cattle guards, was read the second time by number and title.

The Bill was placed under the order of business third reading of bills.

#### EMERGENCY APPROPRIATIONS FOR STATE INSTITUTIONS

By unanimous consent House Bill No. 109, relating to emer-

gency appropriations for state institutions, was read the second time by number and title.

The Bill was placed under the order of business third reading of bills.

#### SEATING OF MR. WIEDEN

The Sergeant-at-Arms announced (at 9:45 o'clock, a. m.) that Mr. Wieden, a Senator from Pima, had entered the Senate chamber and taken his seat.

#### COMMITTEE OF THE WHOLE

Mr. McEachren moved that the Senate resolve itself into Committee of the Whole, for the consideration of House Bill No. 237, the general appropriation bill. The motion was agreed to, and (at nine o'clock and fifty minutes, a. m.) the Senate resolved itself into Committee of the Whole, with Mr. Kelly in the Chair.

At 12:10 o'clock, p. m. the Committee of the Whole arose.

#### RECESS

Mr. Patterson moved that the Senate stand at recess until 1 o'clock, p. m. The motion was agreed to, and (at 12 o'clock and eleven minutes, p. m.) the Senate stood at recess.

The President called the Senate to order at 1:15 o'clock, p. m.

#### COMMITTEE OF THE WHOLE

By unanimous consent (at 1 o'clock and sixteen minutes, p. m.) the Senate resolved itself into Committee of the Whole, with Mr. Kelly in the chair.

At 5:03 o'clock, p. m., the Committee of the Whole arose.

#### REPORT OF THE COMMITTEE OF THE WHOLE

Mr. Kelly, for the Committee of the Whole, reported House Bill No. 237, the general appropriation bill, with the recommendation that the Bill be amended as follows:

That House Bill No. 237 be amended by inserting the provisions of Senate Bill No. 210, with the following amendments:

Subdivision 4, page 5, under title SUPERINTENDENT OF PUBLIC INSTRUCTION, strike lines 20 to 23, and insert the following:

	26th Fiscal Year	27th Fiscal Year
Salary, Superintendent .....	4,275.00	4,500.00
Director of Elementary Education..	2,800.00	2,800.00
Statistician .....	2,800.00	2,800.00

Director of Research .....	2,700.00	2,700.00
Director of Tests & Measurements	2,700.00	2,700.00
Certification Clerk .....	2,700.00	2,700.00
Stenographers—(5 at \$1800.) .....	9,000.00	9,000.00
Other salaries and wages .....	1,800.00	1,800.00
Total Salaries and Wages.....	28,775.00	29,000.00
Grand total appropriation .....	221,996.47	224,221.47

On page 6, line 15, under Vocational Education, strike "\$2,800.00 per annum" and insert in lieu thereof "\$4,000.00 per annum".

On page 16, line 22, under Prison, water pump and motor, strike "\$3,000.00" and insert in lieu thereof "\$2,500.00", and change totals.

Add another line as follows: "For changing from 25 cycle to 60 cycle electrical equipment, \$4,500.00", and change totals.

On page 30, line 17a, under Motor Vehicle Division, insert three inspectors for the 26th fiscal year, \$5,400.00, and for the 27th fiscal year, \$5,400.00, and change totals.

Subdivision 20, Agriculture & Horticulture, page 27, line 13, strike the provisions for the Commission of Agriculture and Horticulture, and insert the following:

	26th Fiscal Year	27th Fiscal Year
Commission members, three	700.00	700.00
State Entomologist .....	3,150.00	3,150.00
District Entomologist .....	2,250.00	2,250.00
(Yuma)		
Assistant Entomologist .....	2,100.00	2,100.00
(Phoenix)		
Secretary and Chief Clerk....	2,250.00	2,250.00
District Inspectors (3 at		
\$1,900.) .....	5,700.00	5,700.00
Crop Pest Inspector .....	1,650.00	1,650.00
Market Inspector .....	1,650.00	1,650.00
Nursery Inspector .....	1,650.00	1,650.00
Stenographer .....	1,520.00	1,520.00
Record Clerk .....	1,520.00	1,520.00

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Misc. Crop Inspector (periodic) .....	1,800.00	1,800.00
Chief Apiary Inspector .....	1,500.00	1,500.00
Field Apiary Inspector (Periodic) .....	2,000.00	2,000.00
Chief Road Inspector .....	2,200.00	2,200.00
Road Inspectors (eight at \$1,757.50) .....	14,060.00	14,060.00
Road Inspectors (26 at \$1,390.25) .....	36,146.50	36,146.50
Total Salaries and Wages.....	\$82,346.50	
Operation .....	6,750.00	6,750.00
Travel:		
Transportation .....	4,500.00	4,500.00
Subsistence and Miscellaneous .....	2,000.00	2,000.00
Total Travel .....	\$6,500.00	
Capital Investment:		
Motor vehicles .....	1,400.00	1,400.00
New equipment .....	200.00	200.00
Total Capital Investment.....	1,600.00	1,600.00
Repairs and Replacements....	1,000.00	750.00
Total Appropriation .....	98,196.50	97,946.50

Subdivision 25, page 32, line 18, strike "electrical inspector, construction inspector" and insert "Two inspectors, 26th fiscal year, \$4,800.00; 27th fiscal year, \$4,800.00", and change totals.

Subdivision 25, page 32, Industrial Commission, Salaries—Commissioners, three, 27th fiscal year, strike "\$12,000.00" and insert "\$15,000.00".

Subdivision 27, page 33, Insurance Premiums, insert for 26th fiscal year, "To cover Certificates of Indebtedness, \$71,119.30", and change totals.

Subdivision 30, page 34, line 9, Law and Legislative Library,—Salary Librarian, strike "\$3,600.00", 26th fiscal year, and insert "\$5,000.00"; strike "\$3,600.00", 27th fiscal year, and insert "\$5,000.00", and change totals.

Subdivision 30, page 35, Miscellaneous Requirements, strike provisions in the bill and insert in lieu thereof the following:

	26th Fiscal Year	27th Fiscal Year
American Legislators Association....	250.00	250.00
National Conference of Commis- sioners on Uniform State Laws .....	100.00	100.00
Total Miscellaneous Requirements..	350.00	350.00
Total Appropriation, \$41,700.00.		

Subdivision 31, Livestock Sanitary Commission, page 35, line 10, District Inspectors, 26th fiscal year, strike "\$73,200.00" and insert "\$86,200.00"; 27th fiscal year, strike "\$73,200.00" and insert "\$86,200.00", and change totals.

Subdivision 33, National Guard, page 36, line 3: Strike "Assistant Adjutant General" and insert "State Quartermaster".

Subdivision 33, page 38, line 13a, insert "field training pay of enlisted men", 26th fiscal year, \$10,000.-00, 27th fiscal year, \$10,000.00", and change totals.

Subdivision 35, Prescott Historical Society, page 39, line 12, strike the lump sum appropriation of \$510.00 for the 26th fiscal year, and \$510.00 for the 27th fiscal year, and insert "\$2,500.00" for the 26th fiscal year, and "\$2,500.00" for the 27th fiscal year.

Subdivision 41, State Auditor, page 41, line 14, strike Subdivision 41 of Senate Bill, and insert in lieu thereof the provisions of original House Bill.

Subdivision 45, State Laboratory, page 43, line 16, strike the provisions for salaries and wages, and insert the following:

	26th Fiscal Year	27th Fiscal Year
Salaries and Wages:		
Director .....	2,640.00	2,640.00
Bacteriologist (Phoenix) .....	2,100.00	2,100.00
Assistant Bacteriologist (Tucson) .....	2,100.00	2,100.00
Stenographer (Phoenix) .....	1,000.00	1,000.00
Stenographer (Tucson) .....	1,000.00	1,000.00
Technician, Laboratory		
Assistant (Phoenix) .....	1,200.00	1,200.00
Janitor, Dishwasher (Phoenix) .....	750.00	750.00

Janitor, Dishwasher (Tucson) .....	750.00	750.00
Total Salaries and Wages.....	11,540.00	11,540.00

Subdivision 50, Deputy Treasurer, page 48, line 11, strike the figures "\$3,000.00" in each instance and insert in lieu thereof the figures "\$3,300.00" and change the totals.

Subdivision 56, Veterans' Service Officer, page 51, line 4, salaries and wages, insert the following:

	26th Fiscal Year	
"Case Reviewer (3 at \$150.00 per month for 6 months)	2,700.00	
Stenographer (6 months at \$100.00 per month).....	600.00	

Operation:

Material and Supplies .....	3,500.00
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Total Appropriation...\$14,750.00"

Subdivision 57, Old Age Pensions, page 51, line 15, strike "\$480,000.00" for 26th fiscal year, and insert "\$900,000.00"; strike "\$520,000.00" for 27th fiscal year, and insert in lieu thereof "\$900,000.00".

Add Subsection 73, Arizona State Employment Service, for salaries and wages; for operation; for travel; for capital investment; for repairs and replacements; lump sum appropriation for 26th fiscal year \$12,500.00; for 27th fiscal year, \$12,500.00; total appropriation \$25,000.00. This appropriation is made subject to the condition that at least a like amount be allotted to this state by the Federal Government and expended concurrently with this appropriation.

And as so amended, the Bill do pass.

Mr. Kelly moved the adoption of the report. The motion was agreed to, and House Bill No. 237 was placed under the order of business second reading of bills.

GENERAL APPROPRIATION BILL

By unanimous consent, House Bill No. 237, the general appropriations bill, was read the second time by number and title.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

SOIL CONSERVATION DISTRICTS

By unanimous consent, Senate Bill No. 207, by Mr. Kelly,

relating to soil conservation districts, was read the second time by number and title.

Mr. Kelly moved that Senate Bill No. 207 be amended as follows:

That Section 8 be stricken from the Bill.

The motion was agreed to, and the amendment was adopted. Mr. Kelly moved that the Bill be further amended as follows:

Sec. 4, subsection (a), page 7, lines 19 and 22 (printed bill), strike the word "supervisor" and insert "director".

The motion was agreed to and the amendment was adopted.

Mr. Babbitt moved that the Bill be further amended as follows:

Page 13, line 24, after referendum, insert: "In any such election each occupier shall be entitled to one vote for each acre or fraction thereof owned by such occupier provided that in no event shall the acres voted by any one occupier exceed 25% of the total acres voted at such election."

The motion was agreed to and the amendment was adopted.

The President put the question, "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### ADJOURNMENT

Mr. Patterson moved that the Senate adjourn until Thursday at 9:30 o'clock a. m. The motion was agreed to, and (at 5 o'clock and fifteen minutes, p. m.) the Senate adjourned until Thursday, March 11, 1937, at 9:30 o'clock a. m.

PAUL C. KEEFE,  
President.

W. J. GRAHAM,  
Secretary.

## THURSDAY, MARCH 11

The Senate met at 9:30 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

### THE JOURNAL

By unanimous consent the reading of the Journal of Wednesday, March 10, 1937, was dispensed with, and the Journal was approved.

### TAX ON MOTOR VEHICLES

Mr. Patterson, Mr. Dalton, and Mr. Rienhardt, Senate conferees, and Mr. Murray, Mr. Shelton, and Mr. Peterson, House conferees, in the matter of disagreement to Senate amendments to House Bill No. 23, relating to tax on motor vehicles, submitted the following report:

The Senate recesses as to the contents of Section 1635a, pages 1 and 2.

Your conferees agree that the words "sixteen and two-thirds per cent" contained in subsection 2 of Section 1635b, page 2 of the engrossed copy shall be stricken and that there shall be inserted in lieu thereof the words "one-fourth".

Your conferees further agree that the word "fifty" contained in subsection 2, Section 1635b, page 2 be stricken and that the words "one hundred" be inserted in lieu thereof;

Your conferees further agree that the words "thirty-five" contained in subsection 2, Section 1635c, page 3, in the third and fourth lines of said subsection be stricken and that the words "thirty-three and one-third" be inserted in lieu thereof.

The Senate and House conferees committee agree that in subsection 2, Section 1635c, page 3 of engrossed bill, that a new subsection be designated by inserting the figure "3" before the word "motor" in line 7 of subsection 2 and striking the words "provided that".

Your conferees agree that in order to clarify the last sentence in subsection 3, page 3, Section 1635c, that said sentence be stricken in its entirety which

which reads as follows: "to the credit of the school reads as follows: "said moneys to go to the state general fund in its entirety", and that there be inserted in lieu of the said sentence so stricken the following: "all taxes collected under subsection 3 shall go to the state general fund".

The House conferees recede from the contents of Section 1635d, beginning on page 3, in its entirety and agree that the contents of said section be stricken from the bill.

The House conferees recede from the contents of Section 1635e, beginning on page 4, in its entirety and agree that the contents of said section be stricken from the bill.

The House recedes as to the contents in Section 1 entitled "motor vehicles a special class". Said section to be numbered Sec. 1635d. The House recedes to and accepts subsection (b) of Section 4 under collection, which reads, "The tax on any motor vehicle shall never be charged against nor deemed to constitute a lien on the real property of the owner thereof," and that it be added to Sec. 1635d.

Your conferees agree that a part of the last two lines of Section 1635f be stricken from the bill which reads as follows: "to the credit of the school district from which the vehicle is registered" and that there be inserted in lieu thereof the following: "to be properly distributed by the county treasurer".

The Senate recedes as to House Bill 23 in Section 1635g entitled "exemptions".

The Senate recedes and accepts the contents of Section 4 of the House Bill entitled "emergency".

Your conferees agree that the title of said bill be amended to correspond with the conferees' report.

Mr. Patterson moved the adoption of the joint conference committee report.

Mr. Rienhardt offered a substitute motion that action on the joint conference committee report be deferred. The motion was agreed to.

#### RELIEF OF INDUSTRIAL COMMISSION

Mr. McEachren, for the Committee on Appropriations, reported Senate Bill No. 174, by Mr. Smith, for the relief of industrial commission, with the recommendation that the Bill do pass.

Mr. Smith, the Senator from Mohave, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Appropriations, was placed on the Calendar of the Committee of the Whole.

## STATE PLANNING COMMISSION

Mr. McEachren for the Committee on Appropriations, reported Senate Bill No. 196, by Mr. Kelly, relating to state planning commission, with the recommendation that the Bill be amended as follows:

On page 5, strike out Section 9 in its entirety and in lieu thereof insert the following section, "Section 9. Appropriation. For the twenty-sixth fiscal year ending June 30, 1938, and for the twenty-seventh fiscal year ending June 30, 1939, there is hereby appropriated out of any money in the general fund of the state not otherwise appropriated, the sum of two thousand five hundred dollars for the use of the state planning commission in paying operation expenses. Any balance of such appropriation remaining at the end of a fiscal year shall not revert but shall continue for the use of said state planning commission, the provisions of the Financial Code notwithstanding. The money so appropriated and any money received by grant, gift or donation, shall be expended on claims duly approved by the chairman of the commission. The state auditor is hereby directed to draw his warrant on the state treasurer for the amount of any such claim and the state treasurer is hereby directed to pay such warrant."

And as so amended the Bill do pass.

Mr. Kelly, the senator from Graham, was designated as manager of the Bill.

Mr. Kelly moved that the rules be suspended and Senate Bill No. 196 be placed under the order of business second reading of bills for today. The motion was agreed to.

## FLOOD CONTROL OF LOWER GILA

Mr. Baker, for the Committee on Agriculture and Irrigation, reported House Joint Memorial No. 6, relating to flood control of lower Gila, with the recommendation that the Memorial do pass.

Mr. Baker, the Senator from Yuma, was designated as manager of the Memorial.

Mr. Baker moved that the rules be suspended and House Joint Memorial No. 6 be placed under the order of business second reading of bills for today. The motion was agreed to.

## RECLAMATION PROJECTS HIGHWAY

Mr. Baker, for the Committee on Agriculture and Irrigation, reported House Joint Memorial No. 7, relating to reclamation projects highway, with the recommendation that the Memorial do pass.

Mr. Baker, the Senator from Yuma, was designated as manager of the Memorial.

Mr. Baker moved that the rules be suspended and House Joint Memorial No. 7 be placed under the order of business second reading of bills for today. The motion was agreed to.

#### STATE RACING COMMISSION

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 209, by Mr. Truman and Mr. Stanton, relating to state racing commission, with the recommendation that the Bill do pass.

Mr. Truman, the Senator from Pinal, and Mr. Stanton, the Senator from Greenlee, were designated as managers of the Bill.

Mr. Stanton moved that the rules be suspended and Senate Bill No. 209 be placed under the order of business second reading of bills for today. The motion was agreed to.

#### WITNESS FEES AND MILEAGE

Mr. Patterson, for the Committee on Judiciary, reported Senate Bill No. 135, by Mr. Truman, relating to witness fees and mileage, with the recommendation that the Bill do pass.

Mr. Truman, the Senator from Pinal, was designated as manager of the Bill.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### UNLAWFUL OCCUPANCY OF STATE LANDS

Mr. Wiltbank, for the Committee on Public Lands, reported House Bill No. 86, relating to unlawful occupancy of state lands, with the recommendation that the Bill do pass.

The Bill, accompanied by the report of the Committee on Public Lands, was placed on the Calendar of the Committee of the Whole.

#### OUT-OF-STATE WITNESSES

Mr. Patterson, for the Committee on Judiciary, reported House Bill No. 78, relating to out-of-state witnesses, with the recommendation that the Bill do pass.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### STOCKHOLDERS IN CONSOLIDATED CORPORATIONS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 89, by Mr. Patterson, relating to stockholders in consolidated corporations, as properly engrossed.

The Bill was placed under the order of business third reading of bills.

## ADDITION TO STATE CAPITOL

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported House Bill No. 92, relating to addition to state capitol, as properly engrossed.

The Bill was placed under the order of business third reading of bills.

## CAPITAL STOCK OF BANKS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 110, by Mr. Patterson, relating to capital stock of banks, as properly engrossed with the following correction:

The title, to read:

## AN ACT

Relating to the capital stock of banks, and amending section 221, Revised Code of 1928.

Mr. Pomeroy moved the adoption of the correction. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

## DEPOSITING OF PUBLIC MONEYS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported House Bill No. 3, relating to depositing of public moneys, as properly engrossed with the following correction:

The title, to read:

## AN ACT

Relating to banks and banking, and exempting banking institutions from furnishing security for insured deposits.

Mr. Pomeroy moved the adoption of the correction. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

## SOIL CONSERVATION DISTRICTS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 207, by Mr. Kelly, relating to soil conservation districts, as properly engrossed with the following correction:

In line 10, page 14, of the typewritten bill, strike "vice" and insert "vise".

Mr. Pomeroy moved the adoption of the correction. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

## AMENDING ACT CREATING FEDERAL DEPOSIT INSURANCE CORPORATION

Mr. Pomeroy, for the Committee on Enrolling and Engross-

ing, reported Senate Bill No. 66, by the Committee on Banking and Insurance, relating to amending act creating federal deposit insurance corporation, as properly engrossed with the following correction:

The title, to read:

AN ACT

Relating to banks and banking, and empowering state banks or banking institutions to take advantage of the federal reserve act.

Mr. Pomeroy moved the adoption of the correction. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

UNEMPLOYMENT COMPENSATION

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported House Bill No. 200, relating to unemployment compensation, as properly engrossed with the following corrections:

Page 14, line 1, strike "nine-tenth" and insert "nine-tenths" preceding "of";

Page 21, line 13, strike "and" and insert "an" preceding "employing unit";

In the Committee of Whole amendment to Section 1 (c), strike "five-sixth", and insert "five-sixths" preceding "of his wages";

In amendment of March 10, 1937, line 11, strike "then" and insert "when".

Mr. Pomeroy moved the adoption of the corrections. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

ASSISTANCE TO THE AGED

Mr. Pomeroy for the Committee on Enrolling and Engrossing, reported Substitute House Bill No. 47, relating to assistance to the aged, as properly engrossed with the following corrections:

Strike "and declaring an emergency" from the title.

Page 1, line 2, strike "As used" preceding "in this act", insert "unless the context otherwise requires" after "in this act".

Page 2, line 1, and page 6, line 9, strike "TO THE NEEDY AGED" after "ASSISTANCE".

Page 2, line 13, strike "institutions" after "private" and insert "institution".

Page 2, line 14, strike "guests" after "except" and insert "as a guest".

Page 2, line 16, strike "such" after "for".

Page 2, line 17, strike "but the assistance" after "assistance" and insert "which".

Page 2, line 18, strike "provided, however, that" after "inmate;" and insert "but".

Page 3, line 8, strike "except" and insert "but this provision shall not apply to".

Page 3, lines 11 and 12, strike "except upon authorization of the state board" preceding "from", and insert those words after "thereof" in line 13; strike "any other public" after "assistance" in line 11.

Page 3, line 12, strike "from" preceding "any".

Page 3, line 13, strike "subdivisions" and insert "subdivision"; strike "except for" and insert "The provisions of this section shall not apply to those receiving"; strike "except" in line 14 preceding "guests" and insert "or".

Page 3, line 16, strike "OF ARIZONA" after "STATE".

Page 3, lines 17 and 18, strike "of Arizona" after "state".

Page 5, line 1, insert "and" preceding "all".

Page 5, line 6, strike "of and" preceding "print".

Page 5, line 15, strike "such" preceding "assistance" and after "making of".

Page 5, line 16, strike "such" and insert "the" preceding "form" and "information"; strike "as" after "information".

Page 5, line 20, strike "such" after "of"; strike "and" after "reports".

Page 6, line 14, strike "such" preceding "application" and insert "the".

Page 6, line 16, strike "and" after "interest".

Page 6, line 18, strike "and" after "application".

Page 7, line 18, strike "and" preceding "shall".

Page 7, line 19, strike "such" and insert "the" preceding "assistance" in two places.

Page 8, line 4, strike "such" at the end of the line.

Page 8, line 5, insert "to the applicant" after "paid" and strike those words after "board" in line 6.

Page 8, line 9, strike "such" preceding "notice" and insert "the".

Page 8, line 16, strike "Such" preceding "award" and insert "the".

Page 9, line 2, insert "to the state auditor" after "certification" and strike those words after "for" in line 3.

Page 9, line 9, strike "which shall" after "claim" and insert "to".

Page 9, line 14, strike "or" after "filing of the application".

Page 10, line 10, strike "if" preceding "any".

Page 11, line 7, strike "such" after "all".

Page 11, line 10, strike "any" after "make" and insert "a".

Page 11, line 11, strike "any" preceding "fee" and insert "a".

Page 12, lines 5 and 6, strike "provided that".

Page 12 line 13, strike "said" preceding "application" and insert "the"; insert "and" preceding "which"; strike "will" after "disclosed," and insert "would".

Page 12, line 16, strike "amount" after "any" and insert "part".

Page 13, line 3, insert "an" after "government or".

Page 13 line 8, strike "Whoever" and insert "Any person who" preceding "knowingly".

Page 13 line 9, strike "or" preceding "attempts" and "aids"; strike "any person to obtain" and insert "in obtaining".

Page 13 line 10, strike "or" preceding "by".

Page 13 line 15, strike "Or" preceding "payment".

Page 13 line 16, strike "shall" after "thereof".

Page 13 line 17, strike "be" preceding "fined"; strike "or" preceding "be".

Page 13 line 18, strike "be" preceding "both"; strike "so fined and imprisoned in the discretion of the court" in lines 18 and 19.

Page 14, line 2, strike "Whoever violates" and insert "Any person violating".

Page 14, line 4, strike "shall" after "conviction".

Page 14, line 5, strike "be" preceding "sentenced".

Page 14, line 6, strike "or to undergo" preceding "imprisonment".

Page 14, line 16, strike "shall be" after "and".

Page 14, line 19, insert "the" preceding "basis".

Page 15, line 4, strike "same" and insert "expenses"; strike "provided that".

Page 15, line 5, strike "may" preceding "be" and insert "shall".

Page 16, strike "the provisions of this act" in line 9, and insert in line 8 after "administer".

Page 17, line 15, strike "to be" after "held".

Page 17, line 17, strike "hereinafter" and insert "hereafter" preceding "be".

Page 19, strike section 30, and insert standard Severability clause.

Mr. Pomeroy moved the adoption of the corrections. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

#### COMMERCIAL FERTILIZERS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported House Bill No. 99, relating to commercial fertilizers, as properly engrossed with the following correction:

Page 9, line 2, strike "chemist" and insert "chemists".

Mr. Pomeroy moved the adoption of the correction. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

#### SERVICES FOR CRIPPLED CHILDREN

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 198, by Mr. Babbitt, relating to services for crippled children, as properly engrossed with the following corrections:

Strike "and declaring an emergency" from the title.

Strike section 5 and re-number Emergency clause Section 5.

Mr. Pomeroy moved the adoption of the corrections. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

#### COMMERCIAL FEED STUFFS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported House Bill No. 91, relating to commercial feed stuffs, as properly engrossed with the following corrections:

Page 4, line 20, strike "works" after "with the" and insert "words";

Page 5, line 3, strike "stamement" after "file a" and insert "statement".

Mr. Pomeroy moved the adoption of the corrections. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

#### DIVIDENDS AND SURPLUS FUND OF BANKS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 111, by Mr. Patterson, relating to dividends and surplus fund of banks, as properly engrossed with the following correction:

The title, to read:

AN ACT

Relating to dividends and the surplus fund of banks, and amending section 271, Revised Code of 1923, as amended.

Mr. Pomeroy moved the adoption of the correction. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

#### CONSTRUCTION OF BUILDINGS AT STATE PRISON

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 51, by Mr. Patterson, relating to construction of buildings at state prison, as properly engrossed with the following corrections:

The title, to read:

AN ACT

Relating to the state prison.

Line 2 of Sec. 3, (amendment adopted March 6, 1937) strike "are" preceding "empowered" and insert "is".

Mr. Pomeroy moved the adoption of the corrections. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

#### INTERGOVERNMENTAL COOPERATION

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 184, by Mr. Rienhardt, relating to intergovernmental cooperation, as properly engrossed.

The Bill was placed under the order of business third reading of bills.

#### PLEDGING OF BANK ASSETS

Mr. Pomeroy, for the Committee on Enrolling and Engross-

ing, reported Senate Bill No. 113, by Mr. Patterson, relating to pledging of bank assets, as properly engrossed.

The Bill was placed under the order of business third reading of bills.

#### PENALTY EXEMPTION OF DELINQUENT TAXES

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported House Bill No. 11, relating to penalty exemption of delinquent taxes, as properly engrossed.

The Bill was placed under the order of business third reading of bills.

#### DUTIES OF COUNTY TREASURERS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported House Bill No. 101, relating to duties of county treasurers, as properly engrossed with the following correction:

Line 6, strike "year" and insert "years" after "fifteen".

Mr. Pomeroy moved the adoption of the correction. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

#### STATE PLANNING COMMISSION

By unanimous consent Senate Bill No. 196, by Mr. Kelly, relating to state planning commission, was read the second time by number and title.

Mr. Kelly moved that the rules be suspended and Senate Bill No. 196 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 14, Noes 4, not voting 1, as follows:

#### AYES

Baker	Moore	Stanton
Harrison	Patterson	Truman
Hunt	Pomeroy	Wieden
Jones	Rienhardt	The President
Kelly	Smith	

#### NOES

Angius	Dalton
Babbitt	Wiltbank

#### NOT VOTING

McEachren

The Bill was referred to the Committee on Enrolling and Engrossing.

#### STATE RACING COMMISSION

By unanimous consent Senate Bill No. 209, by Mr. Truman

and Mr. Stanton, relating to state racing commission, was read the second time by number and title.

Mr. Stanton moved that the rules be suspended and Senate Bill No. 209 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 14, Noes 4, not voting 1, as follows:

AYES

Babbitt	Moore	Stanton
Baker	Patterson	Truman
Harrison	Pomeroy	Wieden
Jones	Rienhardt	The President
Kelly	Smith	

NOES

Angius	McEachren
Hunt	Wiltbank

NOT VOTING

Dalton

The Bill was referred to the Committee on Enrolling and Engrossing.

FLOOD CONTROL OF LOWER GILA

By unanimous consent House Joint Memorial No. 6, relating to flood control of lower Gila, was read the second time by number and title.

Mr. Kelly moved that the rules be suspended and House Joint Memorial No. 6 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 17, Noes 1, not voting 1, as follows:

AYES

Babbitt	Kelly	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President
Jones	Smith	

NOES

Angius

NOT VOTING

McEachren

RECLAMATION PROJECTS HIGHWAY

By unanimous consent House Joint Memorial No. 7, relating to reclamation projects highway, was read the second time by number and title.

Mr. Baker moved that the rules be suspended and House Joint Memorial No. 7 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 16. Noes 3, as follows:

## AYES

Babbitt	Kelly	Truman
Baker	Patterson	Wieden
Dalton	Pomeroy	Wiltbank
Harrison	Rienhardt	The President
Hunt	Smith	
Jones	Stanton	

## NOES

Angius	McEachren	Moore
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## EXECUTIVE NOMINATIONS

The President laid before the Senate communications from the Governor, which were read as follows:

March 10, 1937.

Mr. President  
of the Thirteenth State Senate

and the State Senate  
of the Thirteenth Legislature  
in Regular Session Convened

State House  
Phoenix, Arizona.

Gentlemen:

For confirmation by your honorable body, I am submitting herewith the name of Mr. E. T. Houston, whom I have appointed as a member of the Board of Regents, University of Arizona, succeeding Mr. Robert E. Tally.

This appointment was made today to become effective at once.

Very truly yours,

R. C. STNFORD  
Governor.

March 10, 1937.

Mr. President  
of the Thirteenth State Senate

and the State Senate  
of the Thirteenth Legislature  
in Regular Session Convened

State House  
Phoenix, Arizona

Gentlemen:

For confirmation by your honorable body, I am submitting herewith the name of Mr. Bert Hunsaker, whom I have appointed as State Inspector of Weights and Measures, succeeding Mr. Seth Lightfoot.

This appointment is for a term of two years beginning March 15, 1937.

Very truly yours,

R. C. STANFORD  
Governor.

OPEN EXECUTIVE SESSION

Mr. McEachren moved that the Senate resolve itself into open executive session for the consideration of executive business. The motion was agreed to, and (at 10 o'clock and ten minutes, a. m.) the Senate convened in open executive session.

Mr. Rienhardt moved that the Senate advise and consent to the appointment of Mr. E. T. Houston, as a member of the Board of Regents, University of Arizona. The motion was agreed to.

Mr. Rienhardt moved that the Senate reconsider its action taken on the appointment of Mr. E. T. Houston. The motion was lost.

Mr. Pomeroy moved that the Senate advise and consent to the appointment of Mr. Bert Hunsaker, as State Inspector of Weights and Measures. The motion was agreed to.

Mr. McEachren moved that the Senate reconsider its action taken on the appointment of Mr. Bert Hunsaker. The motion was lost.

Mr. Smith moved that the open executive session be dissolved. The motion was agreed to, and (at 10 o'clock and twenty-seven minutes, a. m.) the open executive session was dissolved.

ASSISTANCE TO THE AGED

Substitute House Bill No. 47, relating to assistance to the aged, was read the third and final time, and passed on roll call, which resulted: Ayes 16, Noes 3, as follows:

AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	The President
Harrison	Rienhardt	
Hunt	Smith	

NOES

Jones	Pomeroy	Wiltbank
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The President announced the signing in open session of Substitute House Bill No. 47, relating to assistance to the aged.

Mr. Pomeroy offered the following explanation of his vote on Substitute House Bill No. 47:

I am in favor of the old age pension provisions of this bill, but cannot approve the present public welfare board as administrators of the act. It has drawn more criticism than any other board in the history of Arizona.

As a protest against changing the administration of this act from a board appointed by the Governor to the old welfare board administration, I vote No.

#### SERVICES FOR CRIPPLED CHILDREN

Senate Bill No. 198, by Mr. Babbitt, relating to services for crippled children, was read the third and final time, and passed on roll call, which resulted: Ayes 14, Noes 5, as follows:

##### AYES

Angius	Kelly	Stanton
Babbitt	Moore	Truman
Baker	Patterson	Wieden
Dalton	Rienhardt	The President
Hunt	Smith	

##### NOES

Harrison	McEachren	Wiltbank
Jones	Pomeroy	

The President announced the signing in open session of Senate Bill No. 198, by Mr. Babbitt, relating to services for crippled children.

Mr. Pomeroy offered the following explanation of his vote on Senate Bill No. 198:

As a protest against changing the administration of this act from a board appointed by the Governor to the old welfare board administration, I vote No.

#### CONSTRUCTION OF BUILDINGS AT STATE PRISON

Senate Bill No. 51, by Mr. Patterson, relating to construction of buildings at state prison, was read the third and final time, and passed on roll call, which resulted: Ayes 19, as follows:

##### AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The President announced the signing in open session of

Senate Bill No. 51, by Mr. Patterson, relating to construction of buildings at state prison.

PENALTY EXEMPTION ON DELINQUENT TAXES

House Bill No. 11, relating to penalty exemption on delinquent taxes, was read the third and final time, and passed without the emergency on roll call, which resulted: Ayes 11, Noes 3, as follows:

AYES

Babbitt	McEachren	Stanton
Baker	Moore	Truman
Harrison	Pomeroy	Wiltbank
Jones	Smith	

NOES

Angius	Kelly	Wieden
Dalton	Patterson	The President
Hunt	Rienhardt	

The President announced the signing in open session without the emergency of House Bill No. 11, relating to penalty exemption on delinquent taxes.

PRIVILEGES OF THE FLOOR

Mr. Wieden called attention to the presence in the Senate chamber of Mr. E. T. Houston, a former Senator from Pima. The President invited Mr. Houston to occupy a seat.

DUTIES OF COUNTY TREASURERS

House Bill No. 101, relating to duties of county treasurers, was read the third and final time, and passed on roll call, which resulted: Ayes 19, as follows:

AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The President announced the signnig in open session of House Bill No. 101, relating to duties of county treasurers.

INTERGOVERNMENTAL COOPERATION

Senate Bill No. 184, by Mr. Rienhardt, relating to intergovernmental cooperation, was read the third and final time, and passed without the emergency on roll call, which resulted: Ayes 12, Noes 7, as follows:

## AYES

Babbitt	Kelly	Smith
Baker	Moore	Truman
Dalton	Patterson	Wieden
Jones	Rienhardt	The President

## NOES

Angius	McEachren	Wiltbank
Harrison	Pomeroy	
Hunt	Stanton	

The President announced the signing in open session without the emergency of Senate Bill No. 184, by Mr. Rienhardt, relating to intergovernmental cooperation.

## PLEDGING OF BANK ASSETS

Senate Bill No. 113, by Mr. Patterson, relating to pledging of bank assets, was read the third and final time, and passed on roll call, which resulted: Ayes 18, not voting 1, as follows:

## AYES

Angius	Jones	Smith
Babbitt	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President

## NOT VOTING

Kelly

The President announced the signing in open session of Senate Bill No. 113, by Mr. Patterson, relating to pledging of bank assets.

## CAPITAL STOCK OF BANKS

Senate Bill No. 110, by Mr. Patterson, relating to capital stock of banks, was read the third and final time, and passed on roll call, which resulted: Ayes 19, as follows:

## AYES

Angius	Kely	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The President announced the signing in open session of Senate Bill No. 110, by Mr. Patterson, relating to capital stock of banks.

DIVIDENDS AND SURPLUS FUND OF BANKS

Senate Bill No. 111, by Mr. Patterson, relating to dividends and surplus fund of banks, was read the third and final time, and passed on roll call, which resulted: Ayes 19, as follows:

AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The President announced the signing in open session of Senate Bill No. 111, by Mr. Patterson, relating to dividends and surplus fund of banks.

STOCKHOLDERS IN CONSOLIDATED CORPORATIONS

Senate Bill No. 89, by Mr. Patterson, relating to stockholders in consolidated corporations, was read the third and final time, and passed on roll call, which resulted: Ayes 19, as follows:

AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The President announced the signing in open session of Senate Bill No. 89, by Mr. Patterson, relating to stockholders in consolidated corporations.

ADDITION TO STATE CAPITOL

House Bill No. 92, relating to addition to state capitol, was read the third and final time, and passed on roll call, which resulted: Ayes 19, as follows:

AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The President announced the signing in open session of House Bill No. 92, relating to addition to state capitol.

## UNEMPLOYMENT COMPENSATION

House Bill No. 200, relating to unemployment compensation, was read the third and final time, and passed on roll call, which resulted: Ayes 14, Noes 5, as follows:

## AYES

Angius	Kelly	Stanton
Babbitt	Moore	Truman
Baker	Patterson	Wieden
Dalton	Rienhardt	The President
Hunt	Smith	

## NOES

Harrison	McEachren	Wiltbank
Jones	Pomeroy	

The President announced the signing in open session of House Bill No. 200, relating to unemployment compensation.

Mr. Pomeroy offered the following explanation of his vote on House Bill No. 200:

I am in favor of this amendment to chapter 13, first special session of the 12th Legislature, except the change in the administration from the board appointed by the Governor to the industrial commission. As a protest to this change, I vote No.

## COMMERCIAL FEED STUFFS

House Bill No. 91, relating to commercial feed stuffs, was read the third and final time, and passed on roll call, which resulted: Ayes 19, as follows:

## AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The President announced the signing in open session of House Bill No. 91, relating to commercial feed stuffs.

## EMERGENCY APPROPRIATIONS FOR STATE INSTITUTIONS

Mr. Rienhardt moved that House Bill No. 109, emergency appropriations for state institutions, be amended as follows:

Sec. 3, add new subsection (c) to read "(c) Labor: 1 elevator operator, \$420.00".

Sec. 4, subsection (b) "7. Hot water boiler \$400.00; 8. motor for oil burner \$92.00".

Sec. 5, (a) strike all of 1.

Sec. 5, subsection (c), insert "deficiency for balance of fiscal year \$4986.75".

Sec. 5 (b), add new No. 3, "water softener, \$1500.00".

Sec. 8 (b), strike 1 of mimeographed bill.

Sec. 8 (b), 1. "Deficiency, balance of fiscal year, \$1,188.70".

Renumber Sec. 3 to 4, 4 to 5, 7 to 6, 8 to 7, and 9 to 8.

The motion was agreed to, and the amendments were adopted.

Mr. Rienhardt moved that the Bill be further amended as follows:

Sec. 8 (b), add a new No. 3, "Steam and hot water insulation, \$600.00".

The motion was lost.

Mr. Rienhardt moved that the Bill be further amended as follows:

Sec. 5, add No. 5: "Furniture for superintendent's apartment \$1500.00".

Mr. McEachren offered a substitute motion that the amendment offered by Mr. Rienhardt be amended by striking "\$1500.00" and inserting "\$1,000.00". The motion was agreed to, and the amendment was adopted.

Mr. Angius moved that the Bill be further amended as follows:

Strike subsection 3 of Sec. 5, "Repairs and Replacements."

The motion was agreed to, and the amendment was adopted.

The Bill was re-referred to the Committee on Enrolling and Engrossing.

RECESS

Mr. McEachren moved that the Senate stand at recess until 1:30 o'clock, p. m. The motion was agreed to, and (at 12 o'clock and ten minutes, p. m.) the Senate stood at recess.

AFTERNOON SESSION

The President called the Senate to order at 1:50 o'clock, p. m.

AEROPLANE SPRAYING

Mr. Pomeroy moved that the rules be suspended and House

Bill No. 26, relating to aeroplane spraying, be withdrawn from the Committee of the Whole and placed under the order of business second reading of bills for today. The motion was lost.

#### CATTLE GUARDS

House Bill No. 217, relating to cattle guards, was read the third and final time, and passed on roll call, which resulted: Ayes 19, as follows:

##### AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The President announced the signing in open session of House Bill No. 217, relating to cattle guards.

#### COMMERCIAL FERTILIZERS

House Bill No. 99, relating to commercial fertilizers, was read the third and final time, and passed on roll call, which resulted: Ayes 18, not voting 1, as follows:

##### AYES

Angius	Jones	Smith
Babbitt	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President

##### NOES

Kelly

The President announced the signing in open session of House Bill No. 99, relating to commercial fertilizers.

#### DEPOSITING OF PUBLIC MONEYS

House Bill No. 3, relating to depositing of public moneys, was read the third and final time, and passed on roll call, which resulted: Ayes 19, as follows:

##### AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The President announced the signing in open session of House Bill No. 3, relating to depositing of public moneys.

FLOOD CONTROL OF LOWER GILA

House Joint Memorial No. 6, relating to flood control of lower Gila, was read the third and final time, and passed on roll call, which resulted: Ayes 18, Noes 1, as follows:

AYES

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Wieden
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President

NOES

Truman

The President announced the signing in open session of House Joint Memorial No. 6, relating to flood control of lower Gila.

RECLAMATION PROJECTS HIGHWAY

House Joint Memorial No. 7, relating to reclamation projects highway, was read the third and final time, and passed on roll call, which resulted: Ayes 18, Noes 1, as follows:

AYES

Angius	Jones	Smith
Babbitt	Kelly	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President

NOES

McEachren

The President announced the signing in open session of House Joint Memorial No. 7, relating to reclamation projects highway.

SOIL CONSERVATION DISTRICTS

Senate Bill No. 207, by Mr. Kelly, relating to soil conservation districts, was read the third and final time, and passed without the emergency on roll call, which resulted: Ayes 11, Noes 8, as follows:

AYES

Babbitt	Moore	Stanton
Baker	Pomeroy	Wieden
Jones	Rienhardt	Wiltbank
Kelly	Smith	

## NOES

Angius  
Dalton  
Harrison

Hunt  
McEachren  
Patterson

Truman  
The President

The President announced the signing in open session without the emergency of Senate Bill No. 207, by Mr. Kelly, relating to soil conservation districts.

## MESSAGES FROM THE HOUSE

Messages from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed the following:

House Bill No. 224, entitled: "An act making an appropriation for the purchase of materials and the construction of a fence around the George W. P. Hunt monument; and declaring an emergency".

House Bill No. 211, entitled: "An act relating to taxation, and amending section 2 of article 4, chapter 78, Session Laws 1935, regular session".

House Concurrent Resolution No. 4, proposing an amendment to the constitution of Arizona relating to terms of state and county officers.

House Bill No. 206, entitled: "An act relating to public health and amending sections 2678 and 2680, Revised Code of 1928".

## REIMBURSEMENT OF GENERAL FUND

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 115, by Mr. Patterson, relating to reimbursement of general fund, with the following amendments:

Strike everything after the enacting clause and insert the following:

Section 1. AUTHORIZATION. The state auditor is authorized to draw his warrant against the general fund in the amount of four hundred thirty-eight thousand three dollars and fifty cents, payable to the state treasurer, who shall accept the same and apply such warrant to the due from banks account in the general fund for the purpose of eliminating the accounts enumerated in section 2.

Section 2. PURPOSE. The purpose of said authorization is to reduce the due from banks account in the general fund for losses sustained by such fund in the closing of the following depository banks, in the following amounts: Bank of Phoenix, three hundred twenty thousand one hundred seventy-eight dollars and three cents; Exchange Bank of Peoria, twenty thousand one hundred seventy-one dollars and fifty-two cents; Central bank of Wickenburg, seventy-seven

thousand six hundred twenty-eight dollars and ninety-five cents; Central Bank of Willcox, twenty thousand twenty-five dollars.”

Mr. Patterson moved that the Senate concur in the House amendments. The motion was agreed to on roll call, which resulted: Ayes 18, not voting 1, as follows:

AYES

Angius	Jones	Rienhardt
Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wieden
Hunt	Pomeroy	Wiltbank

NOT VOTING

The President

The President announced the signing in open session of Senate Bill No. 115, by Mr. Patterson, relating to reimbursement of general fund.

MINIMUM WAGE OF PEACE OFFICERS AND FIREMEN

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 69, by Mr. Rienhardt, relating to minimum wage of peace officers and firemen, with the following amendments:

Page 2, line 4, section 3, after the word “pre-scribed:” insert the following: “Foot patrolman 3rd year and every year thereafter, \$180.00 per month; hoseman 3rd year and every year thereafter, \$180.00 per month.”

Page 2, strike all of subsections 1 and 2 on page 2 of section 3 and on page 3, strike lines 1 to 8 inclusive, being the remainder of section 3.

Page 3, strike all of section 4. Renumber sections to conform with amendments.

Page 3, in old Senate section 5, line 25, strike the words “or county”.

Page 3, at the end of old Senate section 5, after the word “claimed” strike the period and insert the following: “, nor to those officers employed in part time service.”

Mr. Rienhardt moved that the Senate concur in the House amendments to Senate Bill No. 69. The motion was agreed to on roll call, which resulted: Ayes 14, Noes 4, not voting 1, as follows:

AYES

Baker	Moore	Truman
Dalton	Patterson	Wieden

Jones  
Kelly  
McEachren

Rienhardt  
Smith  
Stanton

Wiltbank  
The President

#### NOES

Angius  
Babbitt

Harrison  
Hunt

#### NOT VOTING

Pomeroy

The President announced the signing in open session of Senate Bill No. 69, by Mr. Rienhardt, relating to minimum wage of peace officers and firemen.

#### CREATION OF POLICE PENSION FUND

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 71, by Mr. Rienhardt, relating to creation of police pension fund.

#### SENATE CONFEREES

The President announced that Mr. Patterson had been excused from serving on the joint conference committees in the matters in disagreement between the House and Senate on Substitute House Bill No. 45, Substitute House Bill No. 46, and Substitute House Bill No. 84.

The President designated Mr. Stanton to serve in Mr. Patterson's stead.

#### ASSISTANCE TO THE AGED

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had refused to concur in the Senate amendments to Substitute House Bill No. 47, relating to assistance to the aged, and had appointed a conference committee consisting of members Porter, Sullivan and Marks to confer with a like committee from the Senate on the matter of disagreement.

Mr. Babbitt moved that a conference committee be appointed to confer with the committee appointed by the House. The motion was agreed to, and the President designated Mr. Rienhardt, Mr. Stanton and Mr. Smith as conferees on the part of the Senate.

#### PENALTY EXEMPTION ON DELINQUENT TAXES

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had concurred in the Senate amendments to House Bill No. 11, relating to penalty exemption on delinquent taxes.

#### COMMERCIAL FEED STUFFS

A message from the House of Representatives, by Lallah

Ruth, its Chief Clerk, announced that the House had concurred in the Senate amendments to House Bill No. 91, relating to commercial feed stuffs.

#### ADDITION TO STATE CAPITOL

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had concurred in the Senate amendments to House Bill No. 92, relating to addition to state capitol.

#### DUTIES OF COUNTY TREASURERS

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had refused to concur in the Senate amendments to House Bill No. 101, relating to duties of county treasurers, and had appointed a conference committee consisting of members Carson, Menderson and Mitchell to confer with a like committee from the Senate on the matter of disagreement.

Mr. Babbitt moved that a conference committee be appointed to confer with the committee appointed by the House. The motion was agreed to, and the President designated Mr. Pomeroy, Mr. Hunt and Mr. Moore as conferees on the part of the Senate.

#### UNEMPLOYMENT COMPENSATION

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had refused to concur in the Senate amendments to House Bill No. 200, relating to unemployment compensation, and had appointed a conference committee consisting of members Porter, Sullivan and Combs to confer with a like committee from the Senate on the matter of disagreement.

Mr. Babbitt moved that a conference committee be appointed to confer with the committee appointed by the House. The motion was agreed to, and the President designated Mr. Rienhardt, Mr. Stanton and Mr. Smith, as conferees on the part of the Senate.

#### INTRODUCTION AND FIRST READING OF BILLS

House Bill No. 206, entitled "An act relating to public health, and amending sections 2678 and 2680, Revised Code of 1928", was, by unanimous consent, read the first time by number and title.

Mr. Babbitt moved that the rules be suspended and House Bill No. 206 be placed under the order of business second reading of bills for today. The motion was agreed to.

House Bill No. 224, entitled: "An act making an appropriation for the purchase of materials and the construction of a fence around the George W. P. Hunt monument; and declaring an emergency", was, by unanimous consent, read the first time by number and title.

Mr. Rienhardt moved that the rules be suspended and House Bill No. 224 be placed under the order of business second reading of bills for today. The motion was agreed to.

House Bill No. 211, entitled: "An act relating to taxation, and amending section 2 of article 4, chapter 78, Session Laws 1935, regular session", was, by unanimous consent, read the first time by number and title.

Mr. Rienhardt moved that the rules be suspended and House Bill No. 211 be placed under the order of business second reading of bills for today. The motion was agreed to.

House Concurrent Resolution No. 4, proposing an amendment to the constitution of Arizona relating to terms of state and county officers, was, by unanimous consent, read the first time by number and title, and laid over for one day.

#### LUXURY TAX REVENUE

By unanimous consent House Bill No. 211, relating to luxury tax revenue, was read the second time by number and title.

Mr. Babbitt moved that the Bill be amended as follows:

Strike the words "Social Security" wherever it occurs in the Bill.

The motion was agreed to, and the amendment was adopted.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### GEORGE W. P. HUNT MONUMENT

By unanimous consent House Bill No. 224, relating to George W. P. Hunt monument, was read the second time by number and title.

Mr. Rienhardt moved that the rules be suspended and House Bill No. 224 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 17, Noes 1, not voting 1, as follows:

#### AYES

Angius  
Babbitt  
Baker  
Dalton  
Hunt  
Jones

Kelly  
McEachren  
Moore  
Patterson  
Pomeroy  
Rienhardt

Smith  
Stanton  
Truman  
Wieden  
Wiltbank

#### NOES

Harrison

#### NOT VOTING

The President

## PUBLIC HEALTH

By unanimous consent House Bill No. 206, relating to public health, was read the second time by number and title.

Mr. Babbitt moved that the Bill be amended as follows:

Strike all after the enacting clause and insert the provisions of Senate Bill No. 101;

On page 1, line 19, strike the sentence beginning with the words "the state department" and ending on line 21 with the word "whatsoever";

On page 2, line 2, after the word "personnel", strike the word "individually";

On page 3, lines 13 and 14, where the word "respectfully" occurs, change it to read "respectively";

On page 3, line 25, strike the period and insert a comma;

On page 5, line 13, after the word "promulgate" strike "a sanitary code and";

On page 5, line 16, after the word "health" strike the comma and insert a period, and strike balance of sentence;

On page 5, line 34, strike "the sanitary code and";

On page 5, line 42, strike the words "the sanitary code and";

On page 6, line 3, after the word "such", strike "sanitary code or";

On page 6, line 6, after the word "regulations" strike the words "or both";

On page 6, line 11, after the word "such", strike the words "sanitary code";

On page 7, line 37, after the word "policies", strike the words "the sanitary code";

On page 8, line 5, after the word "department" strike the word "shall" and insert in lieu thereof the word "may";

On page 11, line 21, strike the words "the sanitary code and";

On page 11, lines 30 and 31, strike the words "or provisions of sanitary code";

On pages 13 and 14, strike the entire Section 4;

On page 15, line 15, after the word "assistance", strike the entire sentence ending on line 18 with the figures "1928";

On page 15, line 41, after the word "code", strike the sentence ending on page 16, line 1, with the figures "1928";

On page 16, strike the entire article 4, ending on page 21;

On page 24, strike section 2.

The motion was agreed to, and the amendments were adopted.

Mr. Rienhardt moved that the Bill be further amended as follows:

Strike all of section 7, page 23 of printed bill;

Page 2, line 11, strike the word "Plenary", and on line following, the words "sanitary code", strike the words "and the".

The motion was agreed to, and the amendments were adopted.

Mr. Truman moved that the Bill be further amended as follows:

That in lines 37 and 38, page 2, following the word "members", strike "at least one of whom shall be a woman,";

In line 38, page 2, change the word "three" to "two";

In line 41, page 2, following the word "Association" insert "one properly qualified registered professional engineer to be selected by the Governor or other appointive power from a list of three prepared and submitted by the State Board of Technical Registration for Architects, Engineers, Land Surveyors and Assayers";

In line 8, page 3, change the word "three" to "two";

In line 12, page 3, change the word "three" to "two";

In line 13, page 3, change to read as follows: "of one and five years respectively; the engineer member for the three year term, and two lay members."

And further that any phraseology occurring elsewhere in this bill inconsistent with the above requested changes, be made so as to conform to same.

The motion was agreed to, and the amendments were adopted.

The President put the question "Shall the Bill be engrossed and have a third reading?", which was decided in the affirmative, and the Bill was referred to the Committee on Enrolling and Engrossing.

#### DUTIES OF ATTORNEY GENERAL

Mr. Rienhardt moved that the rules be suspended and

Senate Bill No. 180, by Mr. Rienhardt, relating to duties of attorney general, be withdrawn from the Committee of the Whole and placed under the order of business second reading of bills for today. The motion was agreed to.

By unanimous consent Senate Bill No. 180, by Mr. Rienhardt, relating to duties of attorney general, was read the second time by number and title.

Mr. Rienhardt moved that the rules be further suspended and Senate Bill No. 180 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 17, Noes 1, not voting 1, as follows:

AYES

Angius	Jones	Smith
Babbitt	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	The President
Hunt	Rienhardt	

NOES

Wiltbank

NOT VOTING

Kelly

The Bill was referred to the Committee on Enrolling and Engrossing.

EXCISE TAXATION

Mr. Rienhardt moved that the rules be suspended and Senate Bill No. 132, by Mr. Rienhardt, relating to excise taxation, be withdrawn from the Committee of the Whole and placed under the order of business second reading of bills for today. The motion was lost.

MILEAGE AND TRAVELING EXPENSES

Mr. Rienhardt moved that the rules be suspended and Senate Bill No. 202, by Mr. Rienhardt, relating to mileage and traveling expenses, be withdrawn from the Committee of the Whole and placed under the order of business second reading of bills for today. The motion was lost.

REAL ESTATE AND PERSONAL PROPERTY

Mr. Babbitt moved that the rules be suspended and Senate Bill No. 164, by Mr. Patterson, relating to real estate and personal property, be withdrawn from the Committee of the Whole and placed under the order of business second reading of bills for today. The motion was lost.

UNIFORM ACT ON CLOSE PURSUIT

Mr. Patterson moved that the rules be suspended and House

Bill No. 77, relating to uniform act on close pursuit, be withdrawn from the Committee of the Whole and placed under the order of business second reading of bills for today. The motion was agreed to.

#### OUT-OF-STATE WITNESSES

Mr. Patterson moved that the rules be suspended and House Bill No. 78, relating to out-of-state witnesses, be withdrawn from the Committee of the Whole and placed under the order of business second reading of bills for today. The motion was agreed to.

#### OUT-OF-STATE PAROLEE SUPERVISION

Mr. Patterson moved that the rules be suspended and House Bill No. 79, relating to out-of-state parolee supervision, be withdrawn from the Committee of the Whole and placed under the order of business second reading of bills for today. The motion was agreed to.

#### SECURITY FOR WAGES IN MINING INDUSTRY

Mr. Wieden moved that the rules be suspended and House Bill No. 25, relating to security for wages in mining industry, be withdrawn from the Committee of the Whole and placed under the order of business second reading of bills for today. The motion was lost.

#### OUT-OF-STATE PAROLEE SUPERVISION

By unanimous consent House Bill No. 79, relating to out-of-state parolee supervision, was read the second time by number and title.

Mr. Patterson moved that the rules be suspended and House Bill No. 79 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 18, not voting 1, as follows:

#### AYES

Angius	Jones	Smith
Babbitt	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President

#### NOT VOTING

Kelly

#### UNIFORM ACT OF CLOSE PURSUIT

By unanimous consent House Bill No. 77, relating to uniform act on close pursuit, was read the second time by number and title.

Mr. Patterson moved that the rules be suspended and House Bill No. 77 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 17, not voting 2, as follows:

AYES

Angius	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President
Jones	Smith	

NOT VOTING

Babbitt Kelly

OUT-OF-STATE WITNESSES

By unanimous consent House Bill No. 78, relating to out-of-state witnesses, was read the second time by number and title.

Mr. Patterson moved that the rules be suspended and House Bill No. 78 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 17, not voting 2, as follows:

AYES

Angius	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President
Jones	Smith	

NOT VOTING

Babbitt Kelly

COMMITTEE ON JUDICIARY

Mr. Rienhardt moved that the Chairman of the Committee on Judiciary be requested to place all bills in the Committee on Judiciary on the Secretary's desk with proper reports. The motion was lost.

RECESS

Mr. McEachren moved that the Senate stand at recess subject to the call of the gavel. The motion was agreed to, and (at 4 o'clock, p. m.) the Senate stood at recess.

The President called the Senate to order at 4:50 o'clock, p. m.

Mr. McEachren moved that the Senate stand at recess until 7:30 o'clock, p. m. The motion was agreed to, and (at 4 o'clock and fifty-two minutes, p. m.) the Senate stood at recess.

The President called the Senate to order at 7:40 o'clock, p. m.

PRIVILEGES OF THE FLOOR

Mr. Joe Haldiman, a former Senator from Maricopa, and

former President of the Senate, having entered the Senate chamber, was invited by the President to occupy a seat.

#### GENERAL APPROPRIATION BILL

By unanimous consent the Senate reverted to the order of business, reports of standing committees, and Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported House Bill No. 237, general appropriation bill, as properly engrossed with the following corrections:

Page 57, line 2, strike "Board of Pharmacy" and insert "Registrar of Contractors";

Corrected totals.

Mr. Pomeroy moved adoption of the corrections. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

House Bill No. 237, general appropriation bill, was read the third and final time, and passed on roll call, which resulted: Ayes 18, Noes 1, as follows:

#### AYES

Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wieden
Hunt	Pomeroy	Wiltbank
Jones	Rienhardt	The President

#### NOES

Angius

The President announced the signing in open session of House Bill No. 237, general appropriation bill.

#### GEORGE W. P. HUNT MONUMENT

House Bill No. 224, relating to George W. P. Hunt monument, was read the third and final time, and passed on roll call, which resulted: Ayes 19, as follows:

#### AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The President announced the signing in open session of House Bill No. 224, relating to George W. P. Hunt monument.

#### UNIFORM ACT ON CLOSE PURSUIT

House Bill No. 77, relating to uniform act on close pursuit,

was read the third and final time, and passed on roll call, which resulted: Ayes 19, as follows:

AYES

Angius	Kelly	Stanton
Babbitt	McEachren	Truman
Baker	Moore	Wieden
Dalton	Patterson	Wiltbank
Harrison	Pomeroy	The President
Hunt	Rienhardt	
Jones	Smith	

The President announced the signing in open session of House Bill No. 224, relating to uniform act on close pursuit.

STATE TEACHERS' COLLEGES

Mr. Babbitt moved that the rules be suspended and House Bill No. 21, relating to state teachers' colleges, be withdrawn from the Committee of the Whole and placed under the order of business second reading of bills for today. The motion was agreed to.

By unanimous consent the Senate reverted to the order of business, second reading of bills, and House Bill No. 21, relating to state teachers' colleges, was, by unanimous consent, read the second time by number and title.

Mr. Babbitt moved that the Bill be amended as follows:

Strike everything after the words "An act" and insert the following:

Relating to education, conferring power upon the Boards of Education, and amending section 1106, Revised Code of 1928.

Be it enacted by the Legislature of the state of Arizona.

Section 1. Section 1106, Revised Code of 1928, is amended to read:

1106. CURRICULUM; DEGREES. The Boards may establish and conduct at each of said colleges a teachers training course of four years and award to each student satisfactorily completing said course the degree of Bachelor of Arts in education. The Boards may also establish and conduct courses carrying graduate credits and leading to the degree of Master of Arts in education and upon satisfactorily completing such courses may award the degree of Master of Arts in education.

The motion was agreed to, and the amendments were adopted.

Mr. Babbitt moved that the rules be further suspended and House Bill No. 21 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 18, Noes 1, as follows:

## AYES

Angius	Jones	Rienhardt.
Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President

## NOES

Wieden

The Bill was referred to the Committee on Enrolling and Engrossing.

## MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed House Bill No. 177, entitled: "An act relating to taxation; providing for the assessment, levy, and collection of municipal taxes, and amending chapter 103, Session Laws of 1931, by adding section 56a".

## INTRODUCTION AND FIRST READING OF BILLS

By unanimous consent the Senate reverted to the order of business, introduction and first reading of bills, and House Bill No. 177, entitled: "An act relating to taxation; providing for the assessment, levy, and collection of municipal taxes, and amending chapter 103, Session Laws of 1931, by adding section 56a", was, by unanimous consent, read the first time by number and title.

Mr. Rienhardt moved that the rules be suspended and House Bill No. 177 be placed under the order of business second reading of bills for today. The motion was agreed to.

## COLLECTION OF MUNICIPAL TAXES

By unanimous consent House Bill No. 177, relating to collection of municipal taxes, was read the second time by number and title.

Mr. Truman moved that the rules be further suspended and House Bill No. 177 be placed under the order of business third reading of bills for today. The motion was agreed to on roll call, which resulted: Ayes 17, Noes 2, as follows:

## AYES

Angius	Jones	Smith
Babbitt	Kelly	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	The President
Hunt	Rienhardt	

## NOES

McEachren	Wiltbank
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OUT-OF-STATE PAROLE SUPERVISION

House Bill No. 79, relating to out-of-state parolee supervision, was read the third and final time, and passed on roll call, which resulted: Ayes 17, Noes 2, as follows:

AYES

Angius	Kelly	Smith
Babbitt	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	The President
Hunt	Rienhardt	

NOES

Jones	Wiltbank
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The President announced the signing in open session of House Bill No. 79, relating to out-of-state parolee supervision.

RECESS

Mr. McEachren moved that the Senate stand at recess subject to the call of the gavel. The motion was agreed to, and (at 9 o'clock and thirty minues, p. m.) the Senate stood at recess.

The President called the Senate to order at 10:25 o'clock, p. m.

Mr. McEachren moved that the Senate stand at recess until tomorrow at 9 o'clock, a. m. The motion was agreed to, and (at 10 o'clock and twenty-six minutes, p. m.) the Senate stood at recess until tomorrow, Friday, March 12, 1937, at 9 o'clock, a. m.

PAUL C. KEEFE,  
President.

W. J. GRAHAM,  
Secretary.

## FRIDAY, MARCH 12

The Senate met at 10 o'clock, a. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Kelly	Smith
Babbitt	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President
Jones		

## THE JOURNAL

By unanimous consent the reading of the Journal of Thursday, March 11, 1937, was dispensed with, and the Journal was approved.

## TAX ON MOTOR VEHICLES

Mr. Rienhardt moved that the free joint conference committee report on House Bill No. 23, relating to tax on motor vehicles, submitted March 11, 1937, be adopted. The motion was agreed to on roll call, which resulted: Ayes 18, Noes 1, as follows:

## AYES

Babbitt	Kelly	Smith
Baker	McEachren	Stanton
Dalton	Moore	Truman
Harrison	Patterson	Wieden
Hunt	Pomeroy	Wiltbank
Jones	Rienhardt	The President

## NOES

Angius

The President announced the signing in open session of House Bill No. 23, relating to tax on motor vehicles.

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had adopted the free joint conference committee report on House Bill No. 23, relating to tax on motor vehicles.

## DUTIES OF COUNTY TREASURERS

Mr. Pomeroy, Mr. Moore and Mr. Hunt, Senate conferees, and Mr. Carson, Mr. Menderson and Mr. Mitchell, House conferees, in the matter of disagreement to Senate amendments to House Bill No. 101, relating to duties of county treasurers, submitted the following recommendations:

That the House recedes and accepts the Senate amendments.

Mr. Pomeroy moved the adoption of the joint conference committee report on House Bill No. 101. The motion was agreed to on roll call, which resulted: Ayes 19, as follows:

AYES

Angius	Kelly	Smith
Babbitt	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President
Jones		

The President announced the signing in open session of House Bill No. 101, relating to duties of county treasurers.

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had adopted the joint conference committee report on House Bill No. 101, relating to duties of county treasurers.

COMMERCIAL FERTILIZERS

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had concurred in Senate amendments to House Bill No. 99, relating to commercial fertilizers.

DEPOSITING OF PUBLIC MONEYS

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had concurred in Senate amendments to House Bill No. 3, relating to depositing of public moneys.

MAXIMUM HOURS AND MINIMUM WAGES FOR EMPLOYEES

Mr. Patterson, for the Committee on Judiciary, reported House Joint Memorial No. 2, relating to maximum hours and minimum wages for employees, with the recommendation that the Memorial do pass.

The Memorial, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

WORKMEN'S COMPENSATION

Mr. Patterson, for the Committee on Judiciary, reported House Concurrent Resolution No. 11, relating to workmen's compensation, with the recommendation that the Resolution do pass.

The Resolution, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

LIMITED PARTNERSHIPS

Mr. Patterson, for the Committee on Judiciary, reported

House Bill No. 134, relating to limited partnerships, with the recommendation that the Bill do pass.

The Bill, accompanied by the report of the Committee on Judiciary, was placed on the Calendar of the Committee of the Whole.

#### SALE OF CAPITAL NOTES OR DEBENTURES

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 65, by the Committee on Banking and Insurance, relating to sale of capital notes or debentures.

The Bill was placed under the order of business third reading of bills.

#### STATE RACING COMMISSION

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 209, by Mr. Truman and Mr. Stanton, relating to state racing commission.

The Bill was placed under the order of business third reading of bills.

#### LIQUOR LICENSES

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 182, by Mr. Patterson, relating to liquor licenses.

The Bill was placed under the order of business third reading of bills.

#### LIQUOR LICENSE FEES

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 183, by Mr. Patterson, relating to liquor license fees.

The Bill was placed under the order of business third reading of bills.

#### STATE PLANNING COMMISSION

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 196, by Mr. Kelly, relating to state planning commission, as properly engrossed with the following correction:

The title, to read:

#### AN ACT

Relating to the state planning commission.

On page 3, line 17: Strike the words "in view" after "purposes".

Mr. Pomeroy moved the adoption of the correction. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

## EMERGENCY APPROPRIATIONS FOR STATE INSTITUTIONS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported House Bill No. 109, relating to emergency appropriations for state institutions, as properly engrossed with the following correction:

Sec. 4, in (a) 1., after the words "thirty-six", strike "room" and insert "rooms".

Mr. Pomeroy moved the adoption of the correction. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

## STATE TEACHERS' COLLEGES

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported House Bill No. 21, relating to state teachers' colleges, as properly engrossed with the following correction:

Page 1, line 10, of the amendment adopted March 11, 1937, strike "satisfactorily completing" and insert "satisfactory completion of".

Mr. Pomeroy moved the adoption of the correction. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

## BALLOTS FOR VOTING MACHINES

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed House Bill No. 12, relating to ballots for voting machines.

The Bill was placed under the order of business third reading of bills.

## SCHOOL DISTRICT BUDGETS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed House Bill No. 184, relating to school district budgets.

The Bill was placed under the order of business third reading of bills.

## GENERAL APPROPRIATION BILL

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had refused to concur in the Senate amendments to House Bill No. 237, the general appropriation bill, and had appointed a conference committee consisting of members Sharpe, Curry and Wilson, to confer with a like committee from the Senate in the matter of disagreement.

Mr. Rienhardt moved that a committee be appointed to confer with the committee appointed by the House. The motion was agreed to, and the President appointed Mr. McEachren, Mr. Paterson and Mr. Hunt, as conferees on the part of the Senate.

## COMMITTEE FROM THE HOUSE

The Sergeant-at-Arms (at 10:15 o'clock, a. m.) announced a committee from the House of Representatives, consisting of Mr. Williams of Coconino, Mr. Williams of Graham, and Mr. Reichard of Yavapai. The committee informed the Senate that the House was ready to adjourn sine die.

## BALLOTS FOR VOTING MACHINES

House Bill No. 12, relating to ballots for voting machines, was read the third and final time, and passed on roll call, which resulted: Ayes 14, Noes 3, not voting 2, as follows:

## AYES

Angius	Hunt	Smith
Babbitt	Jones	Truman
Baker	McEachren	Wiltbank
Dalton	Patterson	The President
Harrison	Pomeroy	

## NOES

Kelly	Moore	Stanton
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## NOT VOTING

Rienhardt	Wieden
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The President announced the signing in open session of House Bill No. 12, relating to ballots for voting machines.

## RECESS

By unanimous consent (at 10 o'clock and twenty-seven minutes, a. m.) the Senate stood at recess, subject to the call of the gavel.

The President called the Senate to order at 11:35 o'clock, a. m.

## STATE TEACHERS' COLLEGES

House Bill No. 21, relating to state teachers' colleges, was read the third and final time, and passed on roll call, which resulted: Ayes 15, Noes 1, not voting 3, as follows:

## AYES

Angius	Jones	Rienhardt
Babbitt	McEachren	Smith
Baker	Moore	Stanton
Harrison	Patterson	Wiltbank
Hunt	Pomeroy	The President

## NOES

Dalton
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## NOT VOTING.

Kelly	Truman	Wieden
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The President announced the signing in open session of House Bill No. 21, relating to state teachers' colleges.

OUT-OF-STATE WITNESSES

House Bill No. 78, relating to out-of-state witnesses, was read the third and final time, and passed on roll call, which resulted: Ayes 15, Noes 2, not votnig 2, as follows:

AYES

Angius	Hunt	Pomeroy
Babbitt	Jones	Rienhardt
Baker	McEachren	Smith
Dalton	Moore	Truman
Harrison	Patterson	The President

NOES

Kelly	Wiltbank
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NOT VOTING

Stanton	Wieden
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The President announced the signing in open session of House Bill No. 78, relating to out-of-state witnesses.

COMMITTEE FROM THE HOUSE

The Sergeant-at-Arms (at 11 o'clock and forty-three minutes, a. m.) announced a committee from the House of Representatives, consisting of Mr. Williams of Coconino, Mr. Williams of Graham, and Mr. Reichard of Yavapai. The committee informed the Senate that the House had reconsidered its action by which it notified the Senate it was ready to adjourn sine die.

RECESS

Mr. Babbitt moved that the Senate stand at recess until 2 o'clock, p. m. The motion was agreed to, and (at 11 o'clock and forty-five minutes, a. m.) the Senate stood at recess.

AFTERNOON SESSION

The President called the Senate to order at 2:40 o'clock, p. m.

BALLOTS FOR VOTING MACHINES

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had concurred in the Senate amendments to House Bill No. 12, relating to ballots for voting machines.

STATE TEACHERS' COLLEGES

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had concurred

in the Senate amendments to House Bill No. 21, relating to state teachers' colleges.

#### HYDRO-ELECTRIC TRANSMISSION

Mr. Rienhardt moved that the rules be suspended and House Bill No. 53, relating to hydro-electric transmission, be withdrawn from the Committee of the Whole and placed under the order of business second reading of bills for today. The motion was lost.

#### RECESS

Mr. Babbitt moved that the Senate stand at recess subject to the call of the gavel. The motion was agreed to, and (at 2 o'clock and fifty minutes, p. m.) the Senate stood at recess.

The President called the Senate to order at 5:57 o'clock, p. m.

Mr. Angius moved that the Senate stand at recess until tomorrow at 9 o'clock, a. m. The motion was agreed to, and (at 5 o'clock and fifty-nine minutes, p. m.) the Senate stood at recess.

PAUL C. KEEFE,  
President.

W. J. GRAHAM,  
Secretary.

**SATURDAY, MARCH 13**

The Senate met at 1:30 o'clock, p. m.

Reverend T. F. Hughes offered prayer.

The roll was called and the following Senators answered to their names:

Angius	Jones	Smith
Babbitt	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President

The President announced that Mr. Kelly had been excused.

**THE JOURNAL**

By unanimous consent the reading of the Journal of Friday, March 12, 1937, was dispensed with, and the Journal was approved.

**PRESIDENT'S PORTRAIT**

Mr. Babbitt moved that the Secretary of the Senate be authorized to have a portrait of the President of the Senate painted and that it be placed in the Senate chamber. The motion was agreed to.

**PRESENTATION OF GIFT TO THE PRESIDENT**

Mr. McEachren arose to a point of personal privilege, and, on behalf of the members of the Senate, presented President Keefe with a handsome traveling bag.

Mr. Keefe responded to the presentation, expressing his thanks to the members for their splendid spirit of cooperation during the session.

**UNEMPLOYMENT COMPENSATION**

Mr. Rienhardt, Mr. Stanton and Mr. Smith, Senate conferees, and Mr. Sullivan, Mr. Combs and Mrs. Porter, House conferees, in the matter of disagreement to Senate amendments to House Bill No. 200, relating to unemployment compensation, submitted the following report:

That it be reinserted in the title the words "and declaring an emergency".

That the House recedes from its action whereby it struck from the Bill the word "act" and inserted the word "law", as follows:

Page 1, line 5.

Page 2, line 35.

Page 4, line 31.

Page 7, line 16.

Page 7, line 45.

Page 8, line 40.

Page 10, lines 6 and 14.

Page 11, lines 11 and 25.

Page 12, lines 10 and 35.

Page 14, line 22.

Page 15, lines 5, and 2 instances in line 43.

Page 16, lines 9 and 34.

Page 17, lines 1, 21, 25 and 44.

Page 18, lines 3, 19 and 22.

Page 19, lines 2, 7 and 18.

Page 20, lines 22, 24, 29, 35 and 37.

Page 21, line 44.

Page 22, lines 5, 9, 13 and 15.

The House recedes from its amendment in said Bill on Page 7, line 13, following the word "Congress" where it inserted "or under the laws of the State of Arizona".

The Senate recedes to House amendment on page 13 of the printed Bill and agrees to restore the figures "2.7" as inserted by the House.

The Senate recedes in its amendment to Section 12 and the House recedes from its amendment to said Section 12, thus restoring in its entirety Section 12 of Chapter 13, Session Laws 1936, First Special Session.

The House recedes to the Senate amendment wherein lines 5, 6, 7, 8 and 9 on page 21 of the House Bill were stricken.

The Senate recedes from its amendment in Section 1. Sec. 3 (c).

The Senate recedes wherein it amended the title by inserting the figure "10", and also from its amendment in line 12, page 14, after the word "higher" and added a new section number 5AA.

The House recedes and accepts the Senate amendment made on page 20, line 45 and page 21, lines 1 to 9, which were stricken and the following was inserted:

"(2) An individual shall be deemed

partially unemployed in any week of less than full time work if his wages payable for such week fail to equal two dollars more than the weekly benefit amount he would be entitled to receive if totally unemployed and eligible."

The Senate recedes from its amendment where it inserted the figure "17" in the title and added a new section number 17 "legal representation".

The Senate recedes from its amendment where it inserted the figure "11" in the title and added new section "5b."

Your conferees further respectfully recommend that Section 10. Subsection (a), Chapter 13, Session Laws 1936, First Special Session, be amended to read:

Sec. 10. UNEMPLOYMENT COMPENSATION COMMISSION. (a) There is hereby created an unemployment compensation commission of Arizona to be composed of three members, to be appointed by the Governor for terms of two, four and six years respectively; and thereafter each new member, other than an appointment to fill a vacancy, shall be for a period of six years; vacancies on said commission to be filled for any unexpired term. Each such member shall receive as compensation the sum of One Thousand Dollars per annum.

Your conferees further agree that all sub-headings which were stricken be reinserted.

Mr. Rienhardt moved the adoption of the report. The motion was agreed to on roll call, which resulted: Ayes 18; not voting 1, as follows:

AYES

Angius	Jones	Smith
Babbitt	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President

NOT VOTING

Kelly

The President announced the signing in open session of House Bill No. 200, relating to unemployment compensation.

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had adopted the joint conference committee report on House Bill No. 200, relating to unemployment compensation.

BOARD OF SOCIAL SECURITY AND PUBLIC WELFARE

Mr. Rienhardt, Mr. Stanton and Mr. Smith, Senate con-

ferrees, and Mrs. Porter, Mr. Sullivan and Mr. Marks, House conferees, in the matter of disagreement to Senate amendment to Substitute House Bill No. 84, relating to board of social security and public welfare, submitted the following report:

The Senate recedes in its amendment to said Substitute House Bill No. 84 wherein its struck everything after the enacting clause and substituted in lieu thereof Senate Bill No. 200.

Mr. Rienhardt moved the adoption of the report. The motion was agreed to on roll call, which resulted: Ayes 14, Noes 4, not voting 1, as follows:

#### AYES

Baker	Moore	Truman
Dalton	Pomeroy	Wieden
Harrison	Rienhardt	Wiltbank
Jones	Smith	The President
McEachren	Stanton	

#### NOES

Angius	Hunt	Patterson
Babbitt		

#### NOT VOTING

Kelly

The President announced the signing in open session of Substitute House Bill No. 84, relating to board of social security and public welfare.

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had adopted the joint conference committee report on Substitute House Bill No. 84, relating to board of social security and public welfare.

#### SEATING OF MR. KELLY

The Sergeant-at-Arms (at 2 o'clock, p. m.) announced that Mr. Kelly, the Senator from Graham, had entered the Senate chamber and taken his seat.

#### ASSISTANCE TO THE AGED

Mr. Rienhardt, Mr. Stanton and Mr. Smith, Senate conferees, and Mrs. Porter, Mr. Sullivan and Mr. Marks, House conferees, in the matter of disagreement to Senate amendments to Substitute House Bill No. 47, relating to assistance to the aged, submitted the following report:

The House recedes and accepts that portion of the Senate amendment to Substitute House Bill No. 47 as contained in Section 2. Sub-section 5. "Strike the period after the word "assistance" insert a comma and add 'except as a guest of the Pioneers Home at Prescott, Arizona'"

The Senate recedes from all of the remainder of its amendments to said Substitute House Bill No. 47 wherein it had inserted after the enacting clause the contents of Senate Bill No. 168.

Mr. Jones moved the adoption of the report. The motion was agreed to on roll call, which resulted: Ayes 19, as follows:

AYES

Angius	Kelly	Smith
Babbitt	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Poméroy	Wiltbank
Hunt	Rienhardt	The President
Jones		

The President announced the signing in open session of Substitute House Bill No. 47, relating to assistance to the aged.

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had adopted the joint conference committee report on Substitute House Bill No. 47, relating to assistance to the aged.

DEPENDENT CHILDREN

Mr. Rienhardt, Mr. Stanton and Mr. Smith, Senate conferees, and Mrs. Porter, Mr. Sullivan and Mr. Marks, House conferees, in the matter of the disagreement to Senate amendments to Substitute House Bill No. 46, relating to dependent children, submitted the following report:

The House recedes and accepts the Senate amendment made in Section 8 (S. H. B. 46), following the word "papers" and before the words "the officers and employees", insert a semi-colon and add "all such witnesses to be paid the same fees as are now paid to witnesses of the United States District Court of the State of Arizona".

The House recedes and accepts the Senate amendment to Section 23.

The Senate recedes from all other amendments made by it to said Substitute House Bill 46; and your committee on conferees further recommend that all sub-headings which were stricken from the Bill be restored thereto.

Mr. Rienhardt moved the adoption of the report. The motion was agreed to on roll call, which resulted: Ayes 18, Noes 1, as follows:

AYES

Angius	Kelly	Smith
Babbitt	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden

Harrison  
Jones

Pomeroy  
Rienhardt

Wiltbank  
The President

NOES

Hunt

The President announced the signing in open session of Substitute House Bill No. 46, relating to dependent children.

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had adopted the joint conference committee report on Substitute House Bill No. 46, relating to dependent children.

NEEDY BLIND

Mr. Rienhardt, Mr. Stanton and Mr. Smith, Senate conferees, and Mrs. Porter, Mr. Sullivan and Mr. Marks, House conferees, in the matter of disagreement to Senate amendments to Substitute House Bill No. 45, relating to needy blind, submitted the following report:

The House recedes and accepts the Senate amendment where it inserted in the title "and declaring an emergency".

The House recedes to that portion of and accepts the Senate amendment on page 5, section 5, subdivision (g), where after the word "practice" it inserted the word "medicine".

The House recedes and accepts the Senate amendment to section 5 on Substitute House Bill No. 45,

Your conferees respectfully submit that they have agreed to insert in section 7 following the word "papers" and before the words "the officers and the employees" to strike the period and insert a semicolon, and add "all such witnesses to be paid the same fees as are now paid to witnesses in the United States District Court of the State of Arizona".

The House recedes and accepts the Senate amendment made to Section 8, wherein it added a second paragraph as follows: "In cases where the services of an ophthalmologist are not reasonably available a medical doctor licensed to practice in Arizona, may, upon authority of the State Board, make the examination. In all cases where the applicant is less than sixty-five years of age and has been examined by a doctor who is not an ophthalmologist, there must be a re-examination by an ophthalmologist within one year, except in those cases where the examining physician certifies that there is not the slightest possibility of the restoration of, or improving the sight in any way."

The House recedes and accepts the Senate amendment to Section 22 (Funeral expense).

The House recedes and accepts the Senate amendment to Section 29 (Hereafter).

The Senate recedes from all other amendments made by it to said Substitute House Bill No. 45 and herein finishes its last report, all of which is respectfully submitted.

Mr. Rienhardt moved the adoption of the report. The motion was agreed to on roll call, which resulted: Ayes 19, as follows:

AYES

Angius	Kelly	Smith
Babbitt	McEachren	Stanton
Baker	Moore	Truman
Dalton	Patterson	Wieden
Harrison	Pomeroy	Wiltbank
Hunt	Rienhardt	The President
Jones		

The President announced the signing in open session of Substitute House Bill No. 45, relating to needy blind.

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had adopted the joint conference committee report on Substitute House Bill No. 45, relating to needy blind.

GENERAL APPROPRIATION BILL

Mr. McEachren, Mr. Patterson and Mr. Hunt, Senate conferees, and Mr. Sharpe, Mr. Curry and Mr. Wilson, House conferees, in the matter of disagreement to Senate amendments to House Bill No. 237, the general appropriation bill, submitted the following report:

The Senate and House Conferees Committee agree that wherever a Subdivision includes the classification of OPERATION in detailed form, it be amended by striking same and a lump sum in lieu thereof inserted.  
Subdivision 1. UNIVERSITY OF ARIZONA.

The House recedes and accepts the Senate subdivision.

Subdivision 2. ARIZONA STATE TEACHERS COLLEGE AT FLAGSTAFF.

The House recedes and accepts the Senate subdivision.

Subdivision 3. ARIZONA STATE TEACHERS COLLEGE AT TEMPE.

The House recedes and accepts the Senate subdivision.

Subdivision 4. SUPERINTENDENT OF PUBLIC INSTRUCTION AND COMMON SCHOOLS.

This subdivision has been amended as follows:

The Senate and House both recede and accept the following amendment:

	For the 26th Fiscal Year	For the 27th Fiscal Year
<b>SALARIES AND WAGES</b>		
Salary—Superintendent .....	\$ 4,275.00	\$ 4,500.00
Director of Elementary Education..	2,600.00	2,600.00
Statistician .....	2,600.00	2,600.00
Director of Research .....	2,500.00	2,500.00
Director of Tests and Measurements	2,500.00	2,500.00
Certification Clerk .....	2,500.00	2,500.00
Stenographer .....	1,638.00	1,638.00
Stenographers 2 @ \$1,575.00).....	3,150.00	3,150.00
Stenographer .....	1,386.00	1,386.00
Salaries and Wages—Periodic .....	1,500.00	1,500.00

TOTAL SALARIES AND WAGES \$24,649.00 \$24,874.00

#### CAPITAL INVESTMENT

The Senate recedes and accepts the House amendment as follows:

\$ 1,000.00 \$ 1,000.00

#### TRAVEL

The Senate recedes and accepts the House amendment as follows:

\$ 4,000.00 \$ 4,000.00

#### REPAIRS AND REPLACEMENTS

The Senate recedes and accepts the House amendment as follows:

\$ 500.00 \$ 500.00

#### MISCELLANEOUS REQUIREMENTS

Teachers' Pensions: The House recedes and accepts the Senate figures.

Text Books: The Senate and House both recede and accept the following amendment:

\$57,000.00 \$57,000.00

The Senate and House both recede and accept the following amendment:

#### VOCATIONAL EDUCATION

For Operation; For Travel; For Capital Investment:	For the 26th Fiscal Year	For the 27th Fiscal Year
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LUMP SUM APPROPRIATION .....	\$ 750.00	\$ 750.00
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The Senate and House both recede and accept the following amendment:

#### VOCATIONAL EDUCATION

“The following appropriations are

made subject to the conditions that, at least, like amounts shall be allotted to this state by the federal government and expended concurrently with these appropriations. Provided, However, that no salaries in excess of three thousand six hundred dollars per annum shall be allowed from the combined state and federal funds."

**TRADE, INDUSTRIAL AND HOME ECONOMICS**

The House recedes and accepts the Senate figures.

**TEACHER TRAINING**

The House recedes and accepts the Senate figures.

The Senate recedes and accepts the House amendment as follows:

**CIVILIAN REHABILITATION**

For Salaries and Wages; for Operation; for Travel; for Capital Investment; for Repairs and Replacements:

To match Civilian Rehabilitation Act

LUMP SUM APPROPRIATION \$10,000.00 \$10,000.00

The Senate and House both recede and accept the following amendment:

**Subdivision 5. ARIZONA STATE SCHOOL FOR THE DEAF AND BLIND**

**SALARIES AND WAGES**

Salary—Superintendent .....	\$ 3,000.00	\$ 3,000.00
Other Salaries and Wages .....	44,000.00	44,000.00

**TOTAL SALARIES AND**

WAGES .....	\$47,000.00	\$47,000.00
OPERATION .....	\$30,700.00	\$30,700.00
TRAVEL .....	650.00	650.00
REPAIRS AND REPLACEMENTS .....	1,700.00	1,700.00
CAPITAL INVESTMENT .....	3,638.50	3,450.00
MOTOR VEHICLE .....	1,000.00	

**MISCELLANEOUS REQUIREMENTS**

To build and equip additions to the present dining room and dishwashing room, move ice boxes and build entry room to ice boxes .....

8,500.00

To install equipment and make necessary changes to power

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plant and laundry, including  
new boiler ..... 2,000.00

TOTAL MISCELLANEOUS  
REQUIREMENTS .....\$10,500.00

TOTAL APPROPRIATION \$95,188.50 \$83,500.00  
\$178,688.50

The Senate recedes and accepts the House  
amendment as follows:

## Subdivision 6. INDUSTRIAL SCHOOL.

## SALARIES AND WAGES

Salary—Superintendent .....	\$ 3,000.00	\$ 3,000.00
Head Instructor .....	1,800.00	1,800.00
Detail Officer .....	1,740.00	1,740.00
Secretary .....	1,500.00	1,500.00
Teachers (3 @ \$1,380.00) .....	4,140.00	4,140.00
Nurse .....	1,380.00	1,380.00
Farmer .....	1,200.00	1,200.00
Dairy Man .....	1,200.00	1,200.00
Plumber .....	1,350.00	1,350.00
Engineer and Electrician .....	1,350.00	1,350.00
Cook .....	1,200.00	1,200.00
Supervisor .....	1,200.00	1,200.00
Supervisor of Music .....	1,200.00	1,200.00
Supervisors (2 @ \$1,200.00).....	2,400.00	2,400.00
Truck Driver .....	900.00	900.00
Doctor .....	600.00	600.00
Dental Work .....	480.00	480.00
Chaplain .....	180.00	180.00

TOTAL SALARIES AND WAGES .....	\$26,820.00	\$26,820.00
OPERATION .....	\$23,065.00	\$22,425.00
TRAVEL .....	400.00	400.00

## CAPITAL INVESTMENT

School Equipment .....	100.00	
5 Milch Cows .....	500.00	
1 Set Harness .....	60.00	
1,200 Chickens .....	150.00	
Chicken House .....	150.00	
Rubber Tire Tractor with Cultivator Attachment .....	1,200.00	
1 Boiler .....	900.00	
Laundry Machinery .....	1,900.00	
1 Pressing Unit .....	300.00	
1 Pump .....	500.00	
Mower .....		140.00
Rake .....		75.00
Hammer Mill .....		200.00
Bull .....		150.00
Pipe .....		300.00
Tools .....		135.00

TOTAL CAPITAL INVEST- MENT .....	\$ 5,760.00	\$ 1,000.00
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MOTOR VEHICLE

1 Truck or Pickup .....	\$ 1,100.00	
REPAIRS AND REPLACEMENTS	1,650.00	1,000.00
TOTAL APPROPRIATION	\$58,795.00	\$51,645.00
		\$110,440.00

The Senate recedes and accepts the House amendment as follows:

Subdivision 7. PIONEERS' HOME.

	For the 26th Fiscal Year	For the 27th Fiscal Year
<b>SALARIES AND WAGES</b>		
Salary—Superintendent .....	\$ 3,000.00	\$ 3,000.00
Bookkeeper .....	1,500.00	1,500.00
Engineer .....	1,200.00	1,200.00
Physician .....	1,200.00	1,200.00
Head Nurse (R. N.) .....	1,200.00	1,200.00
Night Nurse (R. N.) .....	1,000.00	1,000.00
Nurse (R. N.) .....	1,000.00	1,000.00
Nurses (3) .....	2,250.00	2,250.00
Orderlies (2) .....	1,300.00	1,300.00
Cook .....	1,200.00	1,200.00
Assistant Cook .....	750.00	750.00
Baker .....	1,000.00	1,000.00
Kitchen Helper .....	650.00	650.00
Waiters (3) .....	1,800.00	1,800.00
Housekeeper .....	750.00	750.00
Janitors (2) .....	1,300.00	1,300.00
Barber .....	660.00	660.00
Dentist and Oculist (Periodic)	550.00	550.00
Dishwasher .....	650.00	650.00
TOTAL SALARIES AND WAGES .....	\$22,960.00	\$22,960.00
OPERATION .....	59,860.00	59,860.00
TRAVEL .....	200.00	200.00
<b>CAPITAL INVESTMENT</b>		
Fire Alarm .....	\$ 525.00	
House Telephones .....	220.00	
Range .....	555.00	
Miscellaneous Equipment .....		\$ 1,000.00
TOTAL CAPITAL INVEST- MENT .....	\$ 1,300.00	\$ 1,000.00
REPAIRS AND REPLACEMENTS	4,100.00	4,100.00
TOTAL APPROPRIATION	\$88,420.00	\$88,120.00
		\$176,540.00

The House recedes and accepts the Senate figures as follows:

Subdivision 8. PRISON.

REPAIRS AND REPLACEMENTS \$ 4,000.00 \$ 4,000.00

The Senate recedes and accepts the House amendment as follows:

CAPITAL INVESTMENT

Ranges and Equipment .....	\$ 800.00	
Hospital Sterilization Equip- ment .....	600.00	
1 Water Pump and Motor .....	2,500.00	
For Changing Pumps and Equip- ment from 25 Cycle to 60 Cycle .....	4,500.00	
Wall Lighting System .....	1,200.00	
1 No. 92 Hammer Mill .....	500.00	
1 No. 35 14' Grain Drill with Attachment .....	450.00	
1 Double Roller Electric Mangle, 48" Wide .....	125.00	
1 Bull .....	200.00	
Boars .....	100.00	
Dental Chair .....	150.00	
1 Hay Shed .....	1,000.00	
Lump Sum Appropriation .....		\$ 2,000.00

TOTAL CAPITAL INVEST-  
MENT .....\$12,125.00 \$ 2,000.00

The Senate and House both recede and accept the following amendment:

MOTOR VEHICLE

1 Truck or Pickup .....\$ 1,000.00

The Senate recedes and accepts the House amendment as follows:

1 No. 15 Caterpillar Tractor ...\$ 1,600.00  
1 Flat Body State Truck ..... 1,000.00

TOTAL MOTOR VEHICLE...\$ 3,600.00

The Senate recedes to the House amendment to strike out the following item:

MISCELLANEOUS REQUIRE-  
MENTS .....\$ 3,800.00

Subdivision 9. STATE HOSPITAL FOR THE INSANE.

The Senate and House both recede and accept the following amendment:

SALARIES AND WAGES

Salary—Superintendent .....	\$ 3,600.00	\$ 3,600.00
Physicians—Psychiatrists (2 @ \$2,520.00) .....	5,040.00	5,040.00
Physician .....	1,890.00	1,890.00
Technician .....	1,260.00	1,260.00
Steward .....	1,890.00	1,890.00

Bookkeeper .....	1,260.00	1,260.00
Assistant Bookkeeper .....	1,008.00	1,008.00
Stenographer .....	1,134.00	1,134.00
Clinical Stenographer .....	1,134.00	1,134.00
Storekeeper .....	1,260.00	1,260.00
Assistant Storekeeper .....	1,134.00	1,134.00
Information Clerk .....	945.00	945.00
Telephone Operator .....	819.00	819.00
Carpenter .....	1,575.00	1,575.00
Assistant Carpenter .....	1,134.00	1,134.00
Plumber .....	1,512.00	1,512.00
Night Watchman .....	945.00	945.00
Cook .....	1,260.00	1,260.00
Assistant Cook .....	1,008.00	1,008.00
Mechanic .....	1,260.00	1,260.00
Truck Driver .....	945.00	945.00
Farmer .....	1,575.00	1,575.00
Assistant Farmer .....	945.00	945.00
Farm Detail (2) .....	1,638.00	1,638.00
Gardener .....	1,134.00	1,134.00
Dairy Man .....	1,134.00	1,134.00
Baker .....	1,260.00	1,260.00
Meat Cutter .....	756.00	756.00
Waiter .....	945.00	945.00
Waitress .....	945.00	945.00
Supervisor .....	1,134.00	1,134.00
Social Worker .....	1,260.00	1,260.00
Matron (R. N.) .....	1,260.00	1,260.00
Night Matron (R. N.) .....	1,050.00	1,050.00
Registered Nurse .....	1,260.00	1,260.00
Seamstress .....	945.00	945.00
Laundry Man .....	1,134.00	1,134.00
Laundress .....	882.00	882.00
Assistant Laundress .....	756.00	756.00
Engineer .....	1,890.00	1,890.00
Assistant Engineer .....	1,197.00	1,197.00
Assistant Engineers (2) .....	1,890.00	1,890.00
Shoe Maker .....	756.00	756.00
Dentist—Periodic .....	1,200.00	1,200.00
Miscellaneous Day Labor—		
Periodic .....	500.00	500.00
Attendants .....	61,320.00	61,320.00

TOTAL SALARIES AND WAGES .....	\$120,779.00	\$120,779.00
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The Senate recedes to the House on the following amendment.

OPERATION .....	\$120,000.00	\$120,000.00
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The Senate recedes to the House on the following amendment:

TRAVEL .....	\$ 1,000.00	\$ 1,000.00
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The Senate recedes to the House on the following amendment for a lump sum appropriation:

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REPAIRS AND REPLACE-  
MENTS .....\$ 6,000.00 \$ 6,000.00

The Senate and House both recede and accept the following amendment:

## CAPITAL INVESTMENT

2 Typewriters .....	\$ 150.00	
Wards and Household .....	2,000.00	\$ 2,000.00
Laboratory .....	300.00	300.00
X Ray Unit with Table and Fleuroscope Complete .....	2,900.00	
3 Hand Lawn Mowers .....	50.00	50.00
Dairy Cows .....		1,000.00
1 Bull .....	100.00	
1 Boar .....	50.00	
2 Complete Sets Harness .....	110.00	
1 Single Row Hand Planter .....	20.00	
1 6" Moleboard Walking Plow .....	12.50	
1-4 Section Harrow with Draw- bar, 120 teeth .....	66.50	
1 Pressure Drill and Bits .....	27.80	
1 Sulkey Plow, 14" Moleboard....	85.50	
1 Perfection Sprayer for Garden .....	7.00	
1 Tip Top Duster for Garden....	16.50	
Carpenter Tools .....	150.00	
2 Milking Units Complete .....	220.00	
1 Cream Separator .....	150.00	
Fire Hose, 300' with Couplings .....	300.00	
1 Electric Drill, size 3/4" type Wappet, with Chuck and 1 Drill Post for Same .....	111.00	
Laundry Machinery .....	5,000.00	
1 New Water Storage Tank.....	360.00	
1 Air Compressor Unit .....	100.00	
Portable Electric Arc Welder....	150.00	
	\$12,436.80	\$ 3,350.00
TOTAL APPROPRIATION....	\$260,215.80	\$251,129.00
		\$511,344.80

The Senate recedes and accepts the House amendment as follows:

## Subdivision 10. ANIMAL HUSBANDRY.

For the Livestock Sanitary Commission for co-operation with the United States Bureau of Animal Industry for the eradication of tuberculosis in cattle.

For Salaries and Wages; for Operation; for Travel:	For th 26th Fiscal Year	For the 27th Fiscal Year
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LUMP SUM APPROPRIATION ....	\$ 7,500.00	\$12,500.00
		\$20,000.00

The said appropriation is made subject to the condition that, at least, a like amount shall be allotted to this state by the federal government and expended concurrently with this appropriation.

The Senate recedes to the House and accepts the following amendment:

Subdivision 11. ARIZONA COPPER TARIFF BOARD.

For Salaries and Wages; for  
Operation; for Travel:

LUMP SUM APPROPRIATION	....\$ 1,250.00	\$ 1,250.00
		\$ 2,500.00

Subdivision 12. ATTORNEY GENERAL.

The Senate recedes and adopts the House subdivision with the proviso that the item be stricken out: For Prosecuting and Defending Colorado River suits—\$15,000.00 for each fiscal year.

	For the 26th Fiscal Year	For the 27th Fiscal Year
<b>SALARIES AND WAGES</b>		
Salary—Attorney General .....	\$ 5,225.00	\$ 5,500.00
Special Assistant Attorney General .....	5,000.00	5,000.00
Ass't. Attorneys (2 @ \$3,600.00) .....	7,200.00	7,200.00
Ass't. Attorneys (3 @ \$3,000.00) .....	9,000.00	9,000.00
Chief Stenographer .....	2,100.00	2,100.00
Stenographers (4 @ \$1,800.00) .....	7,200.00	7,200.00
<b>TOTAL SALARIES AND WAGES .....</b>	<b>\$35,725.00</b>	<b>\$36,000.00</b>
<b>OPERATION .....</b>	<b>4,000.00</b>	<b>4,000.00</b>
<b>TRAVEL .....</b>	<b>1,000.00</b>	<b>1,000.00</b>
<b>CAPITAL INVESTMENT .....</b>	<b>1,500.00</b>	<b>750.00</b>
<b>TOTAL APPROPRIATION .....</b>	<b>\$42,225.00</b>	<b>\$41,750.00</b>
		<b>\$83,975.00</b>

The Senate and House agree on the adoption of Subdivision 13. BANKING DEPARTMENT.

The Senate recedes and accepts the following subdivision:

Subdivision 14. BOARD OF DIRECTORS STATE INSTITUTIONS.

**SALARIES AND WAGES**

Secretary .....	\$ 4,800.00	\$ 4,800.00
Stenographer .....	1,800.00	1,800.00
Order Clerk .....	2,400.00	2,400.00
Bookkeeper .....	2,400.00	2,400.00
Typist .....	1,200.00	1,200.00
<b>TOTAL SALARIES AND WAGES .....</b>	<b>\$12,600.00</b>	<b>\$12,600.00</b>
<b>OPERATION .....</b>	<b>\$ 2,300.00</b>	<b>\$ 2,300.00</b>

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PREPARATION AND PRINTING		
BIENNIAL REPORT.....	100.00	600.00
TRAVEL .....	300.00	300.00
CAPITAL INVESTMENT .....	500.00	100.00
MOTOR VEHICLES .....	700.00	
	<hr/>	<hr/>
TOTAL APPROPRIATION ....	\$16,500.00	\$15,900.00
		\$32,400.00

The Senate recedes and accepts the House subdivision as follows:

Subdivision 15. BOARD OF HEALTH AND CHILD HYGIENE.

	For the 26th Fiscal Year	For the 27th Fiscal Year
BOARD OF HEALTH AND VITAL STATISTICS		
SALARIES AND WAGES		
Salary—Superintendent and Registrar .....	\$ 3,600.00	\$ 3,600.00
Other Salaries and Wages.....	9,900.00	9,900.00
	<hr/>	<hr/>
TOTAL SALARIES AND WAGES .....	\$13,500.00	\$13,500.00
OPERATION .....	\$ 3,775.00	\$ 3,775.00
TRAVEL .....	300.00	300.00
CAPITAL INVESTMENT .....	250.00	250.00
	<hr/>	<hr/>
TOTAL BOARD OF HEALTH AND VITAL STATISTICS ....	\$17,825.00	\$17,825.00
CHILD HYGIENE		
Salaries and Wages .....	\$11,550.00	\$11,550.00
OPERATION .....	700.00	700.00
TRAVEL .....	1,500.00	1,500.00
CAPITAL INVESTMENT .....	300.00	50.00
COOPERATING HEALTH UNITS	6,000.00	6,000.00
	<hr/>	<hr/>
TOTAL CHILD HYGIENE.....	20,050.00	19,800.00
	<hr/>	<hr/>
GRAND TOTAL APPROPRIA- TION .....	37,875.00	37,625.00
		\$75,500.00

The House recedes and accepts the Senate amendment on the wording at the bottom of this subdivision.

The Senate recedes and accepts the House subdivision as follows:

Subdivision 16. BOARD OF PARDONS AND PAROLES.

SALARY AND WAGES

Salary—Chairman (Per Diem) \$ 1,428.00 \$ 1,428.00

Salary—Supervisor of Paroles (96 days at \$7.00) .....	672.00	672.00
Stenographer .....	1,620.00	1,620.00
<hr/>		
TOTAL SALARIES AND WAGES .....	\$ 3,720.00	\$ 3,720.00
OPERATION .....	500.00	500.00
TRAVEL .....	500.00	500.00
CAPITAL INVESTMENT .....	100.00	100.00
<hr/>		
	\$ 4,820.00	\$ 4,820.00
		\$9,640.00

The House recedes and accepts the Senate sub-division 17, Bureau of Criminal Identification.

The House recedes and accepts the Senate sub-division 18, Capitol Buildings and Grounds.

The Senate and House recede and both agree on the acceptance of the following amendment:

Subdivision 19. CARE OF JUVENILE GIRL OFFENDERS.

	For the 26th	For the 27th
	Fiscal Year	Fiscal Year
LUMP SUM APPROPRIATION .....	\$30,000.00	\$35,000.00
		\$65,000.00

The Senate recedes to the House on the following amendment:

For the use of the Board of Directors of State Institutions for the payment of such contracts as are entered into by the Board for the detention, confinement, education, employment, reformation, treatment, and disciplining of the State's girl juvenile offenders.

Subdivision 20. COMMISSION OF AGRICULTURE AND HORTICULTURE.

The House recedes and accepts the Senate amendment as follows:

Under SALARIES AND WAGES:

Road Inspectors (26 @ \$1,390.25) .....	\$36,146.50	\$36,146.50
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With the above exception, the Senate receded and accepted the balance of the subdivision as budgeted by the House.

Subdivision 21. CORPORATION COMMISSION.

The Senate and House recede and both agree on the following amendment:

ADMINISTRATIVE DIVISION		
TRAVEL .....	\$ 2,500.00	\$ 2,500.00

With the above exception, the Senate receded and accepted the House subdivision as budgeted in its entirety.

Subdivision 22. DAIRY COMMISSION.

The House receded to the Senate on the wording of the following item:

Under SALARIES AND WAGES

Stenographer—Periodic .....\$50.00 \$50.00

With the above exception, the Senate receded and accepted the House subdivision as budgeted in its entirety.

The Senate and House both agree and accept Subdivision 22, Fruit and Vegetable Standardization Act, as budgeted in its entirety.

Subdivision 24. GOVERNOR'S OFFICE.

The Senate recedes and accepts the House amendment as follows:

AUDITS OF AUDITOR'S OFFICE,  
LOAN COMMISSION AND

STATE LAND DEPARTMENT \$2,500.00 \$2,500.00

With the above exception, the balance of the subdivision as budgeted has been agreed upon and accepted as originally budgeted, both by the Senate and House.

Subdivision 25. INDUSTRIAL COMMISSION.

The Senate recedes and accepts the House amendment to have the item:

SALARIES AND WAGES  
Inspectors (2)

read:

SALARIES AND WAGES

Electrical Inspector @ \$2,400.00 Yr.

Construction Inspector @ \$2,400.00 Yr.

The House recedes and accepts the Senate amendment to increase the amount of \$12,000.00 for the 27th Fiscal Year for Salaries—Commissioners (3) to \$15,000.00 under the classification of: SALARIES AND WAGES.

The Senate recedes and accepts the House amendment to strike out the following item:

SALARIES AND WAGES

Stenographers—Periodic .....\$180.00 \$180.00



The Senate and House both recede and agree on the following amendment:

**SALARIES AD WAGES**

Stenographer .....\$1,450.00 \$1,450.00

The House recedes and accepts the Senate amendment to insert:

**SALARIES AND WAGES**

State Inspector .....\$3,000.00 \$3,000.00

With the exception of the above amendments the Senate and House recede and agree to accept the budget as originally set up.

**Subdivision 32. LOAN COMMISSION.**

The Senate and House recede and both agree to accept the budget as originally set up.

**Subdivision 33. NATIONAL GUARD.**

The Senate recedes to the House and accepts their amendment to adopt the House budget in its entirety.

**Subdivision 34. PIONEERS' HISTORICAL SOCIETY.**

The Senate recedes to the House and accepts their amendment to adopt their budget in its entirety.

**Subdivision 35. PRESCOTT HISTORICAL SOCIETY.**

The Senate and House both recede and agree on the following amendment:

Preservation and repair of  
Gubernatorial Mansion at  
Prescott; for salaries; for  
operation; for capital in-  
vestment:

LUMP SUM APPROPRIATION ....\$ 2,250.00 \$ 2,250.00  
\$ 4,500.00

**Subdivision 36. PREDATORY ANIMAL CONTROL.**

The Senate and House both agree to adopt the budget as originally set up.

**Subdivision 37. REDEMPTION OF PUBLIC DEBT.**

The House recedes and accepts the Senate amendment to adopt the budget as the Senate has set up.

**Subdivision 38. RODENT CONTROL.**

The Senate and House both agree to accept the budget as originally set up.

**Subdivision 39. SECRETARY OF STATE.**

The Senate recedes and accepts the House amendment as follows:

**SALARIES AND WAGES**

Assistant Secretary of State ....	\$ 3,300.00	\$ 3,300.00
Stenographers (6 @ \$1,800.00) ..	10,800.00	10,800.00
Chief Clerk and Bookkeeper ....	2,100.00	2,100.00

Strike out: (Senate Bill)

Clerks (2 @ \$1,650.00 each)....	3,300.00	3,300.00
Clerk .....	1,200.00	1,200.00

The House receded to the Senate amendment and struck out the item of Extra Clerical Help at \$1,800.00 for each fiscal year.

The Senate and House recede and both agree on the following amendment:

OPERATION .....	\$2,500.00	\$2,500.00
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The House receded to the Senate amendment to strike out the following item:

REPAIRS AND REPLACEMENTS.....	\$250.00	\$250.00
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The Senate recedes and accepts the House amendment to strike out the following item:

CAPITAL INVESTMENT .....	\$100.00	\$100.00
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The House recedes and accepts the Senate amendment to strike out \$1,200.00 for the 26th fiscal year covering expense of preparing and printing Laws, first, second and third special sessions 1933.

The Senate recedes and accepts the House amendment as follows:

Expense of preparing and printing first special session laws 1936, \$2,500.00 (26th fiscal year only).

Expense of preparing and printing regular session laws of 1937, \$3,500.00 (26th fiscal year only).

Initiative and Referendum Expense \$5,000.00 (26th fiscal year—27th fiscal year as is).

**Subdivision 40. SHEEP SANITARY COMMISSION.**

The Senate recedes to the House and accepts the House amendment covering their budget in its entirety.

**Subdivision 41. STATE AUDITOR.**

The Senate and House both agree on the original budget.

**Subdivision 42. STATE EXAMINER.**

The Senate recedes to the House and accepts their amendment adopting the House budget.

## Subdivision 43. STATE FAIR COMMISSION.

The House recedes and accepts the Senate amendment to adopt their original budget in the Senate Bill and both Senate and House agree to insert the following item:

## SALARIES AND WAGES

Secretary—Fair Commission .....	\$2,400.00	\$2,400.00
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## Subdivision 44. STATE HISTORIAN.

The Senate recedes and accepts the House amendment to adopt the House original budget.

## Subdivision 45. STATE LABORATORY.

The Senate recedes and accepts the House budget.

## Subdivision 46. STATE LAND COMMISSION.

The Senate recedes and accepts the House budget.

## Subdivision 47. STATE LOAN BOARD.

The Senate recedes and accepts the House budget.

## Subdivision 48. STATE MINE INSPECTOR.

The Senate recedes and accepts the House budget.

## Subdivision 49. STATE TAX COMMISSION.

Both the Senate and House recede and agree on the following amendment:

## SALARIES AND WAGES

Salaries—Commissioner (3) ....	\$12,825.00	\$13,500.00
Secretary and Auditor .....	2,700.00	2,700.00
Stenographers (2 @ \$1,800.00)	3,600.00	3,600.00
<b>TOTAL SALARIES AND WAGES .....</b>	<b>\$19,125.00</b>	<b>\$19,800.00</b>
OPERATION .....	500.00	1,000.00
TRAVEL .....	1,000.00	1,000.00
CAPITAL INVESTMENT .....	275.00	
REPAIRS AND REPLACEMENTS	200.00	200.00

With the above exceptions the balance of the budget of the Tax Commission covering the Divisions is adopted as originally budgeted.

## Subdivision 50. STATE TREASURER.

The Senate and House both recede and agree on the following amendment:

	For the 26th Fiscal Year	For the 27th Fiscal Year
<b>SALARIES AND WAGES</b>		
Salary—Treasurer .....	\$ 4,275.00	\$ 4,500.00
Deputy .....	3,300.00	3,300.00
Chief Clerk .....	2,000.00	2,000.00
Bookkeeper .....	2,400.00	2,400.00
Assistant Bookkeeper .....	1,800.00	1,800.00
Stenographer .....	1,800.00	1,800.00
Securities Clerk .....	2,100.00	2,100.00
<b>TOTAL SALARIES AND WAGES .....</b>	<b>\$17,675.00</b>	<b>\$17,900.00</b>
OPERATION .....	3,200.00	3,200.00
TRAVEL .....	100.00	100.00
CAPITAL INVESTMENT .....	200.00	200.00
REPAIRS AND REPLACEMENTS .....	100.00	100.00
<b>ESTATE TAX DIVISION</b>		
For Salaries and Wages; for Operation; for Capital Invest- ment; for Repairs and Re- placements; for Travel:		
LUMP SUM APPROPRIATION ....	12,000.00	
	<u>\$33,275.00</u>	<u>\$21,500.00</u>
	\$54,575.00	

Spbdivision 51. STATE VETERINARIAN.

The Senate recedes and accepts the House budget.

Subdivision 52. STATE WATER COMMISSION.

The Senate recedes and accepts the House budget as set up for Salaries and Wages; Operation, Travel; Capital Investment and Motor Vehicle.

The House recedes and accepts the Senate budget on Stream Gauging.

Subdivision 53. SUPERIOR COURT.

The Senate and House agree on the original budget.

Subdivision 54. SUPREME COURT.

The House recedes and accepts the Senate budget.

Subdivision 55. VETERANS RELIEF COMMISSION.

The Senate recedes and accepts the House budget.

Subdivision 56. VETERANS SERVICE OFFICER.

The House recedes and accepts the Senate budget.

## Subdivision 57. OLD AGE PENSIONS.

The Senate and House agree on the original budget.

## Subdivision 58. ARIZONA GAME AND FISH COMMISSION.

The Senate and House agree.

## Subdivision 59. BOARD OF ACCOUNTANCY.

The Senate and House agree.

## Subdivision 60. BOARD OF BARBERS.

The Senate and House agree.

## Subdivision 61. BOARD OF COSMETICIANS.

The Senate and House agree.

## Subdivision 62. BOARD OF CHIROPRACTIC EXAMINERS.

The Senate and House agree.

## Subdivision 63. BOARD OF EMBALMING EXAMINERS.

The Senate and House agree.

## Subdivision 64. BOARD OF DENTAL EXAMINERS.

The Senate and House agree.

## Subdivision 65. BOARD OF EXAMINERS IN PHOTOGRAPHY.

The Senate and House agree.

## Subdivision 66. BOARD OF MEDICAL EXAMINERS.

The Senate and House agree.

## Subdivision 67. BOARD OF NATUROPATHIC EXAMINERS.

The Senate and House agree.

## Subdivision 68. BOARD OF NURSE EXAMINERS.

The Senate and House agree.

## Subdivision 69. BOARD OF OPTOMETRY EXAMINERS.

The Senate and House agree.

## Subdivision 70. BOARD OF PHARMACY.

The Senate and House agree.

## Subdivision 71. BOARD OF TECHNICAL REGISTRATION.

The Senate and House agree.

Subdivision 72. REGISTRAR OF CONTRACTORS.  
The Senate and House agree.

Subdivision 73 . ARIZONA STATE EMPLOYMENT SERVICE.  
The Senate and House agree on the original budget.

Subdivision 74. COLORADO RIVER COMMISSION.

The House recedes on its original budget and the Senate and House agree on the following amendment:

For Salaries and Wages; for Operation; for Travel; for Capital Investment:  
(26th fiscal year only)  
LUMP SUM APPROPRIATION...\$25,000.00

Subdivision 75. ARIZONA MUSEUM.

The House receded to the Senate amendment that this subdivision be stricken out.

Mr. McEachren moved the adoption of the report. The motion was agreed to on roll call, which resulted: Ayes 13, Noes 4, not voting 2, as follows:

AYES

Babbitt	Jones	Pomeroy
Baker	McEachren	Smith
Dalton	Moore	Wiltbank
Harrison	Patterson	The President
Hunt		

NOES

Angius	Stanton	Truman
Rienhardt		

NOT VOTING

Kelly                      Wisden

The President announced the signing in open session of House Bill No. 237, the general appropriations bill.

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had adopted the joint conference committee report on House Bill No. 237, the general appropriation bill.

SUPREME COURT

Mr. Rienhardt moved that Senate Memorial No. 2, by Mr. Jones, Mr. Smith, Mr. Rienhardt, Mr. Wieden and Mr. Wiltbank, relating to supreme court, be withdrawn from the Committee on Judiciary. The motion was lost.

COCOPAH INDIANS

Mr. Pomeroy moved that the Secretary of the Senate be instructed to transmit Senate Concurrent Memorial No. 1, by Mr. Pomeroy, relating to the Cocopah Indians, as Senate Memorial No. 6. The motion was agreed to.

## CLASSIFICATION OF COUNTIES

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 100, by Mr. Rienhardt, relating to classification of counties, with the following amendments:

Strike all of sections 2, 3, 4, 5, 6, and amend title to conform.

Mr. Moore moved that the Senate concur in the House amendments to Senate Bill No. 100. The motion was agreed to on roll call, which resulted: Ayes 15, Noes 4, as follows:

## AYES

Baker	McEachren	Smith
Dalton	Moore	Stanton
Hunt	Patterson	Truman
Jones	Pomeroy	Wieden
Kelly	Rienhardt	The President

## NOES

Angius	Harrison	Wiltbank
Babbitt		

The President announced the signing in open session of Senate Bill No. 100, by Mr. Rienhardt, relating to classification of counties.

## MOTOR VEHICLE REGULATIONS

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 16, by Mr. Smith and Mr. Dalton, relating to motor vehicle regulations.

## MINIMUM RATE OF INTEREST

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 112, by Mr. Patterson, relating to minimum rate of interest on deposits.

## ARIZONA PECAN INDUSTRY

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 139, by Mr. Baker, relating to Arizona pecan industry.

## UNFAIR COMPETITION IN TRADE

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 83 by Mr. Jones, relating to unfair competition in trade.

## RELIEF OF THOMAS A. FLYNN

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 30, by Mr. Jones, for the relief of Thomas A. Flynn.

RELIEF OF DOUBLE CIRCLE CATTLE COMPANY

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 33, by Mr. McEachren, for the relief of Double Circle Cattle Company.

RELIEF OF CHIRICAHUA, FOUR DRAG, AND DOUBLE CIRCLE CATTLE COMPANIES

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 34, by Mr. McEachren, for the relief of Chiricahua, Four Drag, and Double Circle Cattle Companies.

RELIEF OF W. L. ELLSWORTH

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 35, by Mr. McEachren, for the relief of W. L. Ellsworth.

RELIEF OF MARION P. McEUEEN

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 36, by Mr. McEachren, for the relief of Marion P. McEuen.

RELIEF OF MARION P., CLAYTON, AND ARTHUR J. McEUEEN

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 37, by Mr. McEachren, for the relief of Marion P., Clayton, and Arthur J. McEuen.

RELIEF OF CHIRICAHUA, FOUR DRAG, AND DOUBLE CIRCLE CATTLE COMPANIES

A message from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed Senate Bill No. 38, by Mr. McEachren, for the relief of Chiricahua, Four Drag, and Double Circle Cattle Companies.

MESSAGES FROM THE HOUSE

Messages from the House of Representatives, by Lallah Ruth, its Chief Clerk, announced that the House had passed the following:

House Bill No. 72, entitled: "An act for the relief of the Maricopa county farm bureau."

House Bill No. 96, entitled: "An act for the relief of Emil Kovacovich".

House Joint Resolution No. 5, authorizing secretary of state to expend balances in certain funds.

House Bill No. 88, entitled: "An act making an appropriation for building construction and equipment at the state hospital for the insane."

House Bill No. 238, entitled: "An act making an emergency

appropriation to provide for additional space for the state treasurer”.

House Bill No. 89, entitled: “An act providing for the participation of the state of Arizona in the Golden Gate International Exposition and in the New York world’s fair; providing for the appointment of commissioners to arrange and manage such participation; creating special funds for such participation; and making appropriations therefor”.

#### CLASSIFICATION OF STATE LANDS

Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported Senate Bill No. 161, by Mr. Wiltbank, relating to classification of state lands, as properly engrossed with the following correction:

Section 4, line 1: Insert “The” preceding the words “state land commissioner”.

Mr. Pomeroy moved the adoption of the correction. The motion was agreed to, and the Bill was placed under the order of business third reading of bills.

#### CUSTODY OF SENATE CHAMBER

The President announced that, without objection, the custody of the Senate chamber would remain in the hands of the Secretary of the Senate.

#### ADJOURNMENT SINE DIE

Mr. Angius moved that a committee be appointed to notify the House of Representatives that the Senate was ready to adjourn sine die. The motion was agreed to, and the President appointed Mr. McEachren, Mr. Angius and Mr. Kelly as members of the committee.

#### RECESS

By unanimous consent (at 2 o’clock and forty minutes, p. m.) the Senate stood at recess subject to the call of the gavel. The President called the Senate to order at 3:40 o’clock, p. m.

#### ADJOURNMENT SINE DIE

The committee appointed by the President reported that it had notified the House of Representatives that the Senate was ready to adjourn sine die.

#### COMMITTEE FROM THE HOUSE

The sergeant-at-arms (at 3:42 o’clock, p. m.) announced a committee from the House of Representatives, consisting of Mr. Williams of Coconino, Mr. Williams of Graham, and Mr. Reichard of Yavapai. The committee informed the Senate that the House was ready to adjourn sine die.

## ADJOURNMENT SINE DIE

The President designated Mr. Pomeroy, Mr. Baker and Mr. Dalton as members of a committee to notify the Governor that the Senate had completed its work and was ready to adjourn sine die.

## RECESS

By unanimous consent (at 3 o'clock and forty-four minutes, p. m.) the Senate stood at recess subject to the call of the gavel.

The President called the Senate to order at 3:48 o'clock, p. m.

## ADJOURNMENT SINE DIE

The Committee appointed by the President reported that it had notified the Governor that the Senate was ready to adjourn sine die.

Mr. McEachren moved that the Senate adjourn sine die. The motion was agreed to, and (at 3 o'clock and forty-nine minutes, p. m., March 13, 1937) the Senate of the Thirteenth Legislature, regular session, adjourned sine die.

W. J. GRAHAM,  
Secretary.

PAUL C. KEEFE,  
President.



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S. B. No. 7. Smith.
- Planning commission, state; unpaid  
S. B. No. 196. Kelly.
- Police and firemen; minimum wages of  
S. B. No. 69. Rienhardt.
- Police departments; pension of members  
S. B. No. 71. Rienhardt.
- Policies, fire insurance; writing of  
S. B. No. 141. Baker.
- Political cards; distribution of  
S. B. No. 9. Rienhardt.
- Polling places; literature near  
S. B. No. 9. Rienhardt.
- Possession of mining machinery.  
S. B. No. 24. Smith.
- Power authority; creating the Arizona  
S. B. No. 26. Rienhardt.
- Practice of midwifery; regulating the  
S. B. No. 131. Truman.
- Primary elections; nomination at  
S. B. No. 3. Angius.
- Privilege sales tax; exempting bonds, food stuffs  
S. B. No. 208. Jones.

- Privilege sales tax; repeal of  
S. B. No. 158. Angius.
- Probation officers; appointment, salaries  
S. B. No. 165. Jones. (by request)
- Property levy; notice to record title owner  
S. B. No. 107. McEachren.
- Property sold to state for taxes; relating to  
S. B. No. 187. Wiltbank.
- Property subject to taxation; record of costs  
S. B. No. 173. Jones.
- Property taxes; allowance for prompt payment of  
S. B. No. 73. Moore.
- Public health and sanitation; licensing of hotels and restaurants  
by state  
S. B. No. 122. Truman.
- Public health code; promotion and protection under  
S. B. No. 101. Wieden.
- Public moneys; designation of depositories of  
S. B. No. 130. Truman.
- Public moneys; minimum interest on investment  
S. B. No. 167. Kelly.
- Public officers; mileage, expenses of  
S. B. No. 202. Rienhardt.
- Public utilities; expenses of appraisal of  
S. B. No. 171. Angius.
- Public utility corporations; creating department of  
S. B. No. 80. Angius.
- Public welfare, state board of; creation  
S. B. No. 200. Babbitt.
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S. B. No. 18. Jones.

"Q"

"R"

- Racing commission, state; submission of measure  
S. B. No. 209. Truman and Stanton.
- Racing meets; horse, dog and automobile  
S. B. No. 133. Stanton.
- Radio apparatus; unlawful use of  
S. B. No. 91. Pomeroy.
- Real estate and personal property; possession, taxation  
S. B. No. 164. Patterson.

- Records, birth and death; protection of  
S. B. No. 169. Truman.
- Records; cost of property subject to taxation.  
S. B. No. 173. Jones.
- Reduction works; health conditions of labor in  
S. B. No. 128. Smith.
- Relief; Atwood, B. M. and DeSouza, James  
S. E. No. 2. Pomeroy and Jones.
- Relief; Black, R. S.  
S. B. No. 186. Stanton.
- Relief; Carrow, E. M.  
S. B. No. 205. Smith.
- Relief; Chiricahua Ranches Company  
S. B. Nos. 34 and 38. McEachren.
- Relief; Double Circle Cattle Company  
S. B. No. 33. McEachren.
- Relief; Electrical District, Pinal County  
S. B. No. 94. Truman.
- Relief; Ellsworth, W. L.  
S. B. No. 35. McEachren.
- Relief; Flynn, Thomas A.  
S. B. No. 30. Jones.
- Relief; McEuen, Marion P.  
S. B. No. 36. McEachren.
- Relief; McEuen, Marion P., Clayton, and Arthur J.  
S. B. No. 37. McEachren.
- Relief; McKnight, C. H.  
S. B. No. 46. Smith.
- Relief; Moore and Hyams  
S. B. No. 124. Jones. (by request)
- Relief; Pinal County  
S. B. No. 61. Truman.
- Relief; Trott, Nellie S.  
S. B. No. 155. Pomeroy.
- Relief; Waters, Charles N.  
S. B. No. 114. McEachren.
- Relief; Yancy, H. A.  
S. B. No. 136. Pomeroy.
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S. B. No. 11. Rienhardt.
- Rental of grazing lands; minimum  
S. B. No. 68. Angius.

- Reorganization; administrative; providing for  
S. B. No. 77. Kelly.
- Reservoir permits; application, procedure for  
S. B. No. 120. Truman.
- Retail interest by distillers, brewers, wholesalers.  
S. B. No. 197. Stanton.
- Revenue department; authority of tax commission transferred to  
S. B. No. 78. Angius.
- Roads, secondary; relating to contracts on  
S. B. No. 156. Committee on Highways and Bridges.

## "S"

- Salaries; of county and precinct officers  
S. B. No. 100. Rienhardt.
- Salaries; of judges in other courts  
S. B. No. 102. Rienhardt.
- Sale of capital notes or debentures; by banks  
S. B. No. 65. Committee on Banking and Insurance.
- Sales tax; exempting bonds, food stuffs  
S. B. No. 208. Jones.
- Sales tax; exempting water from  
S. B. No. 150. Wiltbank.
- Sales tax; repeal of  
S. B. No. 158. Angius.
- Savings banks; loans, investments of  
S. B. No. 6. Committee on Banking and Insurance.
- School district bonds; limit of time, may issue  
S. B. No. 55. Kelly. (by request)
- School reserve fund; county total  
S. B. No. 144. Pomeroy.
- School superintendents; county  
S. B. No. 96. Rienhardt.
- Schools; attendance and funds for  
S. B. No. 143. Pomeroy.
- Schools; authorizing district organized  
S. B. No. 145. Committee on Education.
- Schools, vocational; expenses of  
S. B. No. 148. Pomeroy.
- Secondary roads; relating to contracts on  
S. B. No. 156. Committee on Highways and Bridges.
- Secretary, tax commission; salary of  
S. B. No. 116. Pomeroy.

- Slaughter of animals; license, for sale of meat and  
S. B. No. 97. Dalton.
- Slot machines; operation, by other than owners of  
S. B. No. 177. Truman.
- Soil conservation districts; establishing committee, creating  
S. B. No. 207. Kelly.
- State auditor; certain powers and duties of  
S. B. No. 15. Patterson.
- State board of accountancy; duties and powers of  
S. B. No. 98. Jones.
- State board of chiropractic examiners; regulations, rules  
S. B. No. 75. Smith.
- State board of public health; license, of hotels and restaurants by  
S. B. No. 122. Truman.
- State board of public welfare; creation of  
S. B. No. 200. Babbitt.
- State examiner; survey of departments of state  
S. B. No. 172. Jones. (by request)
- State dairy commissioner; transfer of duties of  
S. B. No. 121. Truman.
- State highways; promotion of safety on  
S. B. No. 17. Smith and Dalton.
- State industrial school; control of  
S. B. No. 13. Hunt and Angius.
- State laboratory; analysis of foods and water supplies  
S. B. No. 14. Angius.
- State land; providing for exchange of  
S. B. No. 188. Wiltbank.
- State land commissioner; appointment, and term of  
S. B. No. 189. Kelly and Pomeroy.
- State lands; classification of  
S. B. No. 161. Wiltbank.
- State lands; consent, for drilling wells on  
S. B. No. 176. Truman and Jones.
- State lands; title, where state claims interest  
S. B. No. 178. Wiltbank.
- State losses in defunct banks; reimbursement of  
S. B. No. 115. Patterson.
- State park commission; creation of  
S. B. No. 74. Smith.
- State penitentiary; segregation of inmates of  
S. B. No. 1. Patterson.

- State planning commission; unpaid  
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S. B. No. 160. Angius and Babbitt.
- State property; identifying tangible  
S. B. No. 140. Pomeroy.
- State Racing commission; submission of measure.  
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- State road; LaPalma-Casa Grande  
S. B. No. 192. Truman.
- State prison; improvements  
S. B. No. 51. Patterson.
- State school for girls; control and management  
S. B. No. 13. Hunt and Angius.
- State water code; amendments to  
S. B. No. 84. Babbitt.
- Streets and alleys; abandoning or vacating  
S. B. No. 104. Baker.
- Sub-leasing of state lands; written consent to  
S. B. No. 179. Wiltbank.
- Superior court bailiffs; appointment of  
S. B. No. 154. Pomeroy.

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- Tax; exempting newspapers from privilege  
S. B. No. 132. Rienhardt.
- Tax; imposition of intangible property  
S. B. No. 49. Pomeroy and Kelly.
- Tax on motor vehicles; ad valorem valuation  
S. B. No. 162. Rienhardt.
- Tax, privilege sales; repeal of  
S. B. No. 158. Angius.
- Tax protest fund; disposition of a  
S. B. No. 92. Pomeroy.
- Tax; reenactment of income  
S. B. No. 70. Pomeroy.
- Tax; use or compensation  
S. B. No. 125. Pomeroy.
- Tax commission; salary of secretary  
S. B. No. 116. Pomeroy.
- Tax commission; transferring certain duties of  
S. B. No. 76. Kelly.

- Tax commission; vacancy appointment of  
S. B. No. 103. Wieden.
- Tax exemption; housing authority property  
S. B. No. 58. Kelly. (by request)
- Tax sales; county treasurer's duty on delinquent  
S. B. No. 40. Patterson.
- Taxes; action for collecting delinquent  
S. B. No. 25. Patterson.
- Taxes; allowance for prompt payment of property  
S. B. No. 73. Moore.
- Taxes; compromise of, under certain conditions  
S. B. No. 99. Truman.
- Taxes; inheritance and estate  
S. B. No. 149. Committee on Judiciary.
- Taxes; leasing of property acquired by state for  
S. B. No. 187. Wiltbank.
- Taxes; property sold for, include all delinquent  
S. B. No. 39. Patterson.
- Teachers; school district contracts.  
S. B. No. 142. Pomeroy.
- Teachers certificates; constitutions and  
S. B. No. 134. Kelly.
- Teachers colleges; adult night schools  
S. B. No. 146. Pomeroy.
- Time, daylight savings; ordinance, may adopt  
S. B. No. 194. Babbitt.
- Title of land; where state owns interest  
S. B. No. 178. Wiltbank.
- Title owner of property; notice of levy to  
S. B. No. 107. McEachren.
- Towing wrecked or disabled vehicles.  
S. B. No. 59. Smith.
- Trust funds; assets of banks to secure  
S. B. No. 113. Patterson.

## "U"

- Unclaimed shares and dividends; reclaiming of  
S. B. No. 137. Patterson. (by request)
- Unfair sales practices; prohibiting  
S. B. No. 83. Jones.
- University of Arizona; component parts of  
S. B. No. 90. Wieden.

Unlawful use of radio apparatus; relating to  
S. B. No. 91. Pomeroy.

Use, or compensation tax; on tangible personal property  
S. B. No. 125. Pomeroy.

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Vacating or abandoning streets or alleys; cities or towns  
S. B. No. 104. Baker.

Validating Act of 1937; relating to  
S. B. No. 60. Kelly. (by request)

Vocational schools; expenses of  
S. B. No. 148. Pomeroy.

“W”

Wages; mine operators' payment of  
S. B. No. 23. Smith.

Wages; minimum, of males and females  
S. B. No. 8. Jones.

Water; exempting from sales tax  
S. B. No. 150. Wiltbank.

Water code; amendments to  
S. B. No. 84. Babbitt

Water, gas, electric meters; inspection of  
S. B. No. 42. Dalton.

Witnesses; fees and mileage  
S. B. No. 135. Truman.

Workmens compensation; appeal from awards  
S. B. No. 203. Baker.

Wrecked or disabled vehicles; towing for compensation  
S. B. No. 159. Smith.

Writs of ganishment; service of  
S. B. No. 12. Rienhardt.

“X”

“Y”

“Z”

## (c) SENATE BILLS—SENATE RECORD INDEX

## Number

- 1 Read first time (p. 26) Jan. 12; to State Institutions (p. 31) Jan. 13, committee report recommending "amendments" and "do pass" (p. 45) Jan. 19; to Committee of Whole (p. 45) Jan. 19; committee report recommending "amendments", which were adopted, and "do pass" (p. 51) Jan. 20; to Style Revision and Compilation (p. 51) Jan. 20; reported with "revision corrections", which were adopted (p. 74) Jan. 26; read second time (p. 75) Jan. 26; to Enrolling and Engrossing (p. 75) Jan. 26; reported (p. 80) Jan. 27; read third time and passed (p. 83) Jan. 27; signed by President (p. 83) Jan. 27.
- (Patterson)
- House Record: Read first time (H. J. p. 122) Jan. 27; read second time (H. J. p. 127) Jan. 28; to Public Institutions, to Institutional Reorganization, to Reconstruction and Unemployment, and to Education (H. J. p. 127) Jan. 28; report of Committee on Education recommending "do pass" (H. J. p. 140) Jan. 29; report of Committee on Reconstruction and Unemployment (H. J. p. 214) Feb. 3; report of Committee on Institutional Reorganization (H. J. p. 692) Mar. 9; to Committee of Whole (H. J. p. 141) Jan. 29.
- Died on calendar.
- 2 Read first time (p. 32) Jan. 14; to Judiciary (p. 38) Jan 15; majority committee report recommending "amendments" and "do pass" (p. 65) Jan. 22; to Committee of Whole (p. 65) Jan. 22; committee report recommending "amendments", which were adopted, and "do pass" (p. 68) Jan. 25; to Style, Revision and Compilation (p. 69) Jan. 25; reported with "revision corrections", which were adopted (p. 100) Jan. 29; a certain amendment adopted (p. 100) Jan. 29; read second time (p. 101) Jan. 29; to Enrolling and Engrossing (p. 101) Jan. 29; reported (p. 145) Feb. 1; read third time and passed (p. 146) Feb. 1; signed by President (p. 146) Feb. 1.
- (Pomeroy and Jones)
- House Record: Read first time (H. J. p. 199) Feb. 2; read second time (H. J. p. 210) Feb. 3; to Judiciary (H. J. p. 210) Feb. 3; committee report (H. J. p. 505) Feb. 24; to Committee of Whole (H. J. p. 505) Feb. 24.
- Died on calendar.
- 3 Read first time (p. 32) Jan. 14; to Suffrage and Elections (p. 38) Jan. 15; committee report recommending "amendments" and "do pass" (pp. 169-170) Feb. 4; to Committee of Whole (p. 170) Feb. 4; committee report recommending "amendments", which were adopted, and "do pass" (pp. 200-201) Feb. 8; to Style, Revision and Compilation (p. 202) Feb. 8; reported correct (p. 267) Feb. 12; read second time (p. 273) Feb. 12; to Enroll-
- (Angius)

## Number

ing and Engrossing (p. 273) Feb. 12; reported (p. 274) Feb. 12; rules suspended, and placed under order third reading of bills (p. 275) Feb. 12; read third time and passed (p. 278) Feb. 12; signed by President (p. 278) Feb. 12.

House Record: Read first time (H. J. p. 364) Feb. 12; read second time (H. J. p. 376) Feb. 13; to Suffrage and Elections and to Judiciary (H. J. p. 376) Feb. 13; report of Committee on Suffrage and Elections (H. J. p. 467) Feb. 20; to Committee of Whole (H. J. p. 467) Feb. 20.

Died on calendar.

- 4 Read first time (p. 36) Jan. 15; to Suffrage and Elections (p. 41) Jan. 18; committee report recommending "do pass" (p. 81) Jan. 27; to Committee of Whole (p. 81) Jan. 27; committee report recommending "amendments", which were adopted, and "do pass" (p. 86) Jan. 28; to Style, Revision and Compilation (p. 86) Jan. 28; reported with "revision corrections", which were adopted (pp. 174-175) Feb. 4; read second time (p. 175) Feb. 4; to Enrolling and Engrossing (p. 178) Feb. 4; reported with "revision correction" which was adopted (p. 189) Feb. 5; read third time and passed (pp. 195-196) Feb. 5; signed by President (p. 196) Feb. 5.

(Rienhardt)

House Record: Read first time (H. J. p. 278) Feb. 5; read second time (H. J. p. 290) Feb. 6; to Suffrage and Elections and to Judiciary (H. J. p. 290) Feb. 6; report of Committee on Suffrage and Elections (H. J. p. 355) Feb. 12; report of Committee on Judiciary (H. J. p. 840) Mar. 12; to Committee of Whole (H. J. p. 355) Feb. 12.

Died on calendar.

- 5 Read first time (p. 37) Jan. 15; to Banking and Insurance (p. 41) Jan. 18; committee report recommending "amendments" and "do pass" (p. 53) Jan. 20; to Committee of Whole (p. 53) Jan. 20; committee report recommending "amendments", which were adopted, and "do pass" (p. 61) Jan. 22; to Style, Revision and Compilation (p. 62) Jan. 22; reported with "revision corrections" which were adopted (pp. 91-92) Jan. 28; read second time (p. 93) Jan. 28; to Enrolling and Engrossing (p. 93) Jan. 28; reported (p. 100) Jan. 29; read third time and passed (p. 101) Jan. 29; signed by President (p. 101) Jan. 29.

(Committee  
on Banking  
and  
Insurance)

House Record: Read first time (H. J. p. 141) Jan. 29; read second time (H. J. p. 181) Feb. 1; to Reconstruction and Unemployment, to Banking and Insurance, to Corporations, and to Judiciary (H. J. p. 182) Feb. 1; report of Committee on Corporations recommending "do pass" (H. J. p. 271) Feb. 5; report of Committee on Banking

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and Insurance recommending "do pass" (H. J. p. 410) Feb. 17; report of Committee on Reconstruction and Unemployment recommending "do pass" (H. J. p. 412) Feb. 17; report of Committee on Judiciary (H. J. p. 458) Feb. 20; to Committee of Whole (H. J. p. 271) Feb. 5; Committee of Whole report recommending "do pass" (H. J. p. 501) Feb. 23; placed under order third reading of bills (H. J. p. 502) Feb. 23; read third time and passed (H. J. p. 511) Feb. 24; signed by Speaker (H. J. p. 511) Feb. 24.

6 Read first time (p. 37) Jan. 15; to Banking and Insurance (p. 41) Jan. 18; committee report recommending "amendments" and "do pass" (p. 53) Jan. 20; to Committee of Whole (p. 53) Jan. 20; committee report recommending "amendments", which were adopted, and "do pass" (p. 61) Jan. 22; to Style, Revision and Compilation (p. 62) Jan. 22; reported with "revision corrections", which were adopted (pp. 81-82) Jan. 27; read second time (p. 82) Jan. 27; certain proposed amendment and bill re-referred to Banking and Insurance (p. 83) Jan. 27; reported and proposed amendment adopted (pp. 144-145) Feb. 1; to Enrolling and Engrossing (p. 145) Feb. 1; reported (p. 145) Feb. 1; read third time and passed (p. 146) Feb. 1; signed by President (p. 146) Feb. 1.

(Committee on Banking and Insurance)

House Record: Read first time (H. J. p. 199) Feb. 2; read second time (H. J. p. 210) Feb. 3; to Banking and Insurance (H. J. p. 210) Feb. 3; committee report recommending "do pass" (H. J. p. 410) Feb. 17; to Committee of Whole (H. J. p. 410) Feb. 17; Committee of Whole report recommending "do pass" (H. J. p. 433) Feb. 18; placed under order third reading of bills (H. J. p. 433) Feb. 18; read third time and passed (H. J. p. 440) Feb. 19; signed by Speaker (H. J. p. 440) Feb. 19.

7 Read first time (p. 37) Jan. 15; to Finance and Revenue (p. 41) Jan. 18; committee report recommending "amendments" and "do pass" (p. 163) Feb. 3; to Committee of Whole (p. 164) Feb. 3; withdrawn and re-referred Finance and Revenue (pp. 235-236) Feb. 10; committee report recommending "amendments" and "do pass" (pp. 289-290) Feb. 16; to Committee of Whole (p. 290) Feb. 16.

(Smith)

Died on calendar.

8 Read first time (p. 37) Jan. 15; to Suffrage and Elections (p. 41) Jan. 18.

(Jones)

Died in committee.

9 Read first time (p. 37) Jan. 15; to Suffrage and Elections (p. 42) Jan. 18; committee report recommending "do pass" (p. 45) Jan. 19; to Committee of Whole (p. 45)

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(Rienhardt) Jan. 19; committee report recommending "do pass" (p. 51) Jan. 20; to Style, Revision and Compilation (p. 51) Jan. 20; reported with "revision corrections", which were adopted (p. 75) Jan. 26; read second time (p. 75) Jan. 26; certain amendments adopted (pp. 75-76) Jan. 26; to Enrolling and Engrossing (p. 76) Jan. 26; reported with "revision corrections", which adopted (p. 80) Jan. 27; read third time and passed (p. 83) Jan. 27; signed by President (p. 84) Jan. 27; House amendments concurred in (p. 282) Feb. 16; signed by President (p. 282) Feb. 16.

House Record: Read first time (H. J. p. 122) Jan. 27; read second time (H. J. p. 127) Jan. 28; to Suffrage and Elections, to Efficient Government, and to Judiciary (H. J. p. 127) Jan. 28; report of Committee on Suffrage and Elections recommending "do pass" (H. J. p. 184) Feb. 1; report of Committee on Efficient Government (H. J. p. 255) Feb. 4; report of Committee on Judiciary recommending "amendments" (H. J. p. 340) Feb. 11; to Committee of Whole (H. J. p. 184) Feb. 1; Committee of Whole report recommending "amendments" and "do pass" (H. J. p. 366) Feb. 12; to Enrolling and Engrossing (H. J. p. 367) Feb. 12; reported by Enrolling and Engrossing (H. J. p. 369) Feb. 12; read third time and passed (H. J. p. 378) Feb. 13; signed by Speaker (H. J. p. 379) Feb. 13.

10 Read first time (p. 37) Jan. 15; to Suffrage and Elections (p. 42) Jan. 18; committee report "without recommendation" (p. 45) Jan. 19; to Committee of Whole (p. 46) Jan. 19; withdrawn from Committee of Whole and re-referred Suffrage and Elections (p. 46) Jan. 19; committee report recommending "amendments" and "do pass" (p. 81) Jan. 27; to Committee of Whole (p. 81) Jan. 27; committee report recommending "amendments", which were adopted, and "do pass" (p. 95) Jan. 29; to Style, Revision and Compilation (p. 95) Jan. 29; reported with "revision corrections", which were adopted (pp. 175-176) Feb. 4; read second time (p. 180) Feb. 4; to Enrolling and Engrossing (p. 180) Feb. 4; reported (p. 190) Feb. 5; read third time and passed (p. 195) Feb. 5; signed by President (p. 195) Feb. 5.

(Rienhardt)

House Record: Read first time (H. J. p. 279) Feb. 5; read second time (H. J. p. 290) Feb. 6; to Suffrage and Elections, to County and County Affairs, and to Judiciary (H. J. p. 290) Feb. 6; report of Committee on County and County Affairs (House errata) (H. J. p. 348) Feb. 11; report of Committee on Suffrage and Elections recommending "do pass" (H. J. p. 355) Feb. 12; report of Committee on Judiciary recommending "amendments" (H. J. p. 458) Feb. 20; to Committee of Whole (H. J. p. 348) Feb. 11.

Died on calendar.

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11 Read first time (p. 41) Jan. 18; to Judiciary (p. 45) Jan. 19; majority committee report recommending "do not pass" (p. 64) Jan. 22; to Committee of Whole (p. 64) Jan. 22; committee report recommending "be indefinitely postponed" (p. 69) Jan. 25; indefinitely postponed (p. 69) Jan. 25.

12 Read first time (p. 41) Jan. 18; to Judiciary (p. 45) Jan. 19; committee report recommending "amendments" and "do pass" (p. 89) Jan. 28; to Committee of Whole (p. 90) Jan. 28; committee report recommending "amendments", which were adopted, and "do pass" (pp. 95-96) Jan. 29; to Style, Revision and Compilation (p. 96) Jan. 29; reported with "revision corrections", which were adopted (pp. 188-189) Feb. 5; read second time (p. 189) Feb. 5; to Enrolling and Engrossing (p. 189) Feb. 5; reported (p. 209) Feb. 8; read third time and passed (p. 210) Feb. 8; signed by President (p. 211) Feb. 8.

House Record: Read first time (H. J. p. 304) Feb. 8; read second time (H. J. p. 309) Feb. 9; to Judiciary (H. J. p. 309) Feb. 9; reported (H. J. p. 840) Mar. 12; to Committee of Whole (H. J. p. 840) Mar. 12.

Died on calendar.

13 Read first time (p. 41) Jan. 18; to State Institutions (p. 45) (Hunt and Jan. 19.  
Angius)

Died in committee.

14 Read first time (p. 41) Jan. 18; to State Institutions (p. 45) (Angius) Jan. 19.

Died in committee.

15 Read first time (p. 44) Jan. 19; to Methods of Business (p. 53) Jan. 20; committee report recommending "do pass" (p. 80) Jan. 27; to Committee of Whole (p. 80) Jan. 27; committee report recommending "amendments", which were adopted, and "do pass" (pp. 85-86) Jan. 28; to Style, Revision and Compilation (p. 86) Jan. 28; reported correct (p. 172) Feb. 4; read second time (p. 179) Feb. 4; rules suspended, and placed under order third reading of bills (p. 179) Feb. 4; to Enrolling and Engrossing (p. 179) Feb. 4; reported (p. 181) Feb. 4; read third time and passed (p. 181) Feb. 4; signed by President (p. 181) Feb. 4; House amendments concurred in (p. 518) Mar. 5; signed by President (p. 519) Mar. 5.

House Record: Read first time (H. J. p. 266) Feb. 4; read second time (H. J. p. 273) Feb. 5; to Efficient Gov-

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- ernment, to Finance and Auditing, and to Judiciary (H. J. p. 273) Feb. 5; report of Committee on Efficient Government (H. J. p. 370) Feb. 13; report of Committee on Finance and Auditing (H. J. p. 480) Feb. 22; report of Committee on Judiciary (H. J. p. 565) Mar. 1; to Committee of Whole (H. J. p. 371) Feb. 13; Committee of Whole report recommending "amendments" and "do pass" (H. J. p. 617) Mar. 3; to Enrolling and Engrossing (H. J. p. 619) Mar. 3; reported by Enrolling and Engrossing (H. J. p. 621) Mar. 4; certain amendments adopted (H. J. p. 630) Mar. 4; reported by Enrolling and Engrossing (H. J. p. 630) Mar. 4; read third time and passed (H. J. p. 631) Mar. 4; signed by Speaker (H. J. p. 631) Mar. 4.
- 16 Read first time (p. 44) Jan. 19; to Highways and Bridges (p. 53) Jan. 20; committee report recommending "amendments" and "do pass" (p. 98-99) Jan. 29; to Committee of Whole (p. 99) Jan. 29; committee report recommending "amendments", which were adopted, and be retained on Calendar (pp. 159-160) Feb. 3; withdrawn and re-referred Highways and Bridges (p. 186) Feb. 5; committee report recommending "amendments" and "do pass" (pp. 310-311) Feb. 16; to Committee of Whole (p. 311) Feb. 16; committee report recommending "amendments", which were adopted, and "do pass" (pp. 344-346) Feb. 18; to Style, Revision and Compilation (p. 346) Feb. 18; reported with "revision corrections", which were adopted (pp. 405-420) Feb. 25; read second time (p. 422) Feb. 25; certain amendments adopted (p. 422) Feb. 25; to Enrolling and Engrossing (p. 422) Feb. 25; reported with "revision corrections", which were adopted (p. 451) Feb. 27; read third time and passed (p. 452) Feb. 27; signed by President (p. 452) Feb. 27.
- House Record: Read first time (H. J. p. 562) Feb. 27; read second time (H. J. p. 571) Mar. 1; to Highways and Bridges, to County and County Affairs, and to Corporations (H. J. p. 571) Mar. 1; report of Committee on Highways and Bridges (H. J. p. 674) Mar. 8; report of Committee on Corporations (H. J. p. 719) Mar. 9; report of Committee on County and County Affairs (H. J. p. 739) Mar. 10; to Committee of Whole (H. J. p. 674) Mar. 8; placed under order third reading of bills (H. J. p. 857) Mar. 13; read third time and passed (H. J. pp. 861-862) Mar. 13; signed by Speaker (H. J. p. 862) Mar. 13.
- 17 Read first time (p. 44) Jan. 19; to Highways and Bridges (p. 53) Jan. 20; committee report recommending "amendments" and "be considered with S. B. No. 16" (p. 99) Jan. 29; to Committee of Whole (p. 100) Jan. 29; committee report recommending "amendments", which were adopted, and "do pass" (pp. 165-166) Feb. 4; to Style, Revision and Compilation (p. 166) Feb. 4;

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reported with "revision corrections", which were adopted (pp. 255-266) Feb. 12; read second time (p. 274) Feb. 12; to Enrolling and Engrossing (p. 274) Feb. 12; reported (p. 322) Feb. 16; read third time and passed (pp. 325-326) Feb. 16; signed by President (p. 326) Feb. 16.

House Record: Read first time (H. J. p. 404) Feb. 17; read second time (H. J. p. 425) Feb. 18; to Highways and Bridges, and to Efficient Government (H. J. p. 425) Feb. 18; to Livestock (H. J. p. 509) Feb. 24; report of Committee on Livestock recommending "amendments" and "do pass" (H. J. pp. 568-570) Mar. 1; report of Committee on Highways and Bridges recommending "amendments" (H. J. pp. 585-586) Mar. 2; report of Committee on Efficient Government (H. J. p. 622) Mar. 4; to Committee of Whole (H. J. p. 570) Mar. 1.

Died on calendar.

18 Read first time (p. 51) Jan. 20; to Suffrage and Elections (p. 58) Jan. 21; committee report recommending "amendments" and "do pass" (p. 81) Jan. 27; to Committee of Whole (p. 81) Jan. 27; committee report recommending "amendments", which were adopted, and "do pass" (pp. 85-86) Jan. 28; to Style, Revision and Compilation (p. 86) Jan. 28; reported with "revision corrections", which were adopted (p. 176) Feb. 4; read second time (p. 180) Feb. 4; to Enrolling and Engrossing (p. 180) Feb. 4; reported (p. 190) Feb. 5; read third time and passed (p. 194) Feb. 5; signed by President (p. 195) Feb. 5.

(Jones)

House Record: Read first time (H. J. p. 279) Feb. 5; read second time (H. J. p. 290) Feb. 6; to Suffrage and Elections, and to Judiciary (H. J. p. 290) Feb. 6; report of Committee on Suffrage and Elections recommending "amendments" and "do pass" (H. J. p. 356) Feb. 12; majority and minority report of Committee on Judiciary (H. J. pp. 466-467) Feb. 20; to Committee of Whole (H. J. p. 356) Feb. 12.

Died on calendar.

19 Read first time (p. 51) Jan. 20; to Banking and Insurance (p. 58) Jan. 21; majority committee report recommending "amendments" and "do pass" (p. 71) Jan. 25; to Committee of Whole (p. 71) Jan. 25; committee report recommending "amendments", which were adopted, and "do pass" (p. 77) Jan. 27; to Style, Revision and Compilation (p. 78) Jan. 27; reported with "revision corrections", which were adopted (p. 173) Feb. 4; read second time (p. 179) Feb. 4; rules suspended, and placed under order third reading of bills (p. 179) Feb. 4; to Enrolling and Engrossing (p. 179) Feb. 4; reported (p. 182) Feb. 4; read third time and passed (pp. 182-183) Feb. 4; signed by President (p. 183) Feb. 4; Sen-

(Babbitt)

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- ate refused to concur in House amendments (p. 398) Feb. 25; Senate conferees appointed (p. 398) Feb. 25; Joint Conference report adopted (p. 454) Mar. 1.
- House Record: Read first time (H. J. p. 266) Feb. 4; read second time (H. J. p. 273) Feb. 5; to Banking and Insurance, to Accounting and Business Methods, and to Judiciary (H. J. p. 273) Feb. 5; report of Committee on Accounting and Business Methods recommending "do pass" (H. J. p. 386) Feb. 16; report of Committee on Banking and Insurance recommending "do pass" (H. J. p. 410) Feb. 17; report of Committee on Judiciary recommending "amendments" (H. J. p. 453) Feb. 20; to Committee of Whole (H. J. p. 386) Feb. 16; Committee of Whole report recommending "amendments" and "do pass" (H. J. p. 501) Feb. 23; to Enrolling and Engrossing (H. J. p. 502) Feb. 23; reported by Enrolling and Engrossing (H. J. p. 504) Feb. 24; read third time and passed (H. J. p. 511) Feb. 24; signed by Speaker (H. J. p. 512) Feb. 24; House Conferees appointed (H. J. p. 528) Feb. 25; Joint Conference report adopted (H. J. pp. 545-546) Feb. 26; signed by Speaker (H. J. p. 546) Feb. 26.
- 20 Read first time (p. 52) Jan. 20; to Banking and Insurance (p. 58) Jan. 20; committee report recommending "amendments" and "do pass" (p. 71) Jan. 25; to Committee of Whole (p. 71) Jan. 25; committee report recommending "amendments", which were adopted, and "do pass" (pp. 77-78) Jan. 27; to Style, Revision and Compilation (p. 78) Jan. 27; reported with "revision corrections", which were adopted (pp. 173-174) Feb. 4; read second time (p. 180) Feb. 4; rules suspended, and placed under order third reading of bills (p. 180) Feb. 4; to Enrolling and Engrossing (p. 180) Feb. 4; reported (p. 181) Feb. 4; read third time and passed (p. 182) Feb. 4; signed by President (p. 182) Feb. 4; House amendments concurred in (p. 397) Feb. 25; signed by President (p. 398) Feb. 25.
- (Babbitt)
- House Record: Read first time (H. J. p. 266) Feb. 4; read second time (H. J. p. 273) Feb. 5; to Banking and Insurance, and to Judiciary (H. J. p. 273) Feb. 5; report of Committee on Banking and Insurance recommending "do pass" (H. J. p. 410) Feb. 17; report of Committee on Judiciary, recommending "amendments" (H. J. p. 439) Feb. 19; to Committee of Whole (H. J. p. 410) Feb. 17; Committee of Whole report recommending "amendments" and "do pass" (H. J. p. 501) Feb. 23; to Enrolling and Engrossing (H. J. p. 502) Feb. 23; reported by Enrolling and Engrossing (H. J. p. 504) Feb. 24; read third time and passed (H. J. p. 512) Feb. 24; signed by Speaker (H. J. p. 512) Feb. 24.
- 21 Read first time (p. 52) Jan. 20; rules suspended and to Judiciary (p. 52) Jan. 20; majority committee report recommending "do pass" (p. 55) Jan. 20; rules

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(Rienhardt) suspended, and placed under order second reading of bills (p. 55) Jan. 20; read second time (p. 55) Jan. 20; rules further suspended, and placed under order third reading of bills (p. 55) Jan. 20; to Enrolling and Engrossing (p. 55) Jan. 20; reported (p. 56) Jan. 20; read third time and passed without adoption emergency (p. 56) Jan. 20; signed by President (p. 56) Jan. 20.

House Record: Read first time (H. J. p. 87) Jan. 22; rules suspended, and placed under order second reading of bills (H. J. p. 87) Jan. 22; read second time (H. J. p. 88) Jan. 22; to Committee of Whole (H. J. p. 88) Jan. 22; Committee of Whole report recommending "be laid on table" (H. J. p. 95) Jan. 23; laid on table (H. J. p. 95) Jan. 23.

22 Read first time (p. 52) Jan. 20; to Appropriations (p. 58) Jan. 21; majority committee report recommending "do pass" (p. 89) Jan. 28; to Committee of Whole (p. 89) Jan. 28; committee report recommending "be indefinitely postponed" (p. 95) Jan. 29; indefinitely postponed (pp. 95-96) Jan. 29.

(Rienhardt)

23 Read first time (p. 52) Jan. 20; to Mines and Mining (p. 58) Jan. 21; committee report recommending "do pass" (p. 70) Jan. 25; to Committee of Whole (p. 70) Jan. 25; committee report recommending "amendments", which were adopted, and "do pass" (p. 72) Jan. 26; to Style, Revision and Compilation (p. 72) Jan. 26; withdrawn and re-referred Mines and Mining (p. 92) Jan. 28.

(Smith)

Died in committee.

24 Read first time (p. 52) Jan. 20; to Mines and Mining (p. 58) Jan. 21; committee report recommending "do pass" (p. 70) Jan. 25; to Committee of Whole (p. 70) Jan. 25; committee report recommending "amendments", which were adopted, and "do pass" (p. 78) Jan. 27; to Style, Revision and Compilation (p. 78) Jan. 27; reported with "revision corrections", which were adopted (p. 173) Feb. 4; read second time (p. 180) Feb. 4; to Enrolling and Engrossing (p. 180) Feb. 4; withdrawn and re-referred to Judiciary (p. 181) Feb. 4; committee report recommending "amendments" and "do pass" (p. 188) Feb. 5; re-referred to Committee of Whole (p. 188) Feb. 5; withdrawn and certain amendments adopted (p. 192) Feb. 5; to Enrolling and Engrossing (p. 192) Feb. 5; reported (p. 209) Feb. 8; read third time and passed (p. 211) Feb. 8; signed by President (p. 211) Feb. 8.

(Smith)

House Record: Read first time (H. J. p. 304) Feb. 8; read second time (H. J. p. 309) Feb. 9; to Mines and Mining, and to Judiciary (H. J. p. 309) Feb. 9; report

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of Committee on Mines and Mining recommending "do pass" (H. J. p. 372) Feb. 13; to Committee of Whole (H. J. p. 372) Feb. 13.

Died on calendar.

- 25 Read first time (p. 52) Jan. 20; to Judiciary (p. 58) Jan. 21; majority committee report recommending "do pass" (p. 64) Jan. 22; to Committee of Whole (p. 64) Jan. 22; committee report recommending be re-referred Judiciary (p. 69) Jan. 25; re-referred Judiciary (p. 69) Jan. 25.
- (Patterson)

Died in committee.

- 26 Read first time (p. 57) Jan. 21; to Appropriations (p. 64) Jan. 22; motion to withdraw and place on Calendar of Committee of Whole failed adoption (p. 278) Feb. 12; committee report recommending "amendments" and "do pass" (pp. 332-333) Feb. 17; to Committee of Whole (p. 333) Feb. 17; committee report recommending "amendments", which were adopted, and "do pass" (p. 522) Mar. 5; placed under order second reading of bills (p. 523) Mar. 5; read second time (p. 534) Mar. 5; to Enrolling and Engrossing (p. 534) Mar. 5; reported (p. 555) Mar. 6; read third time and passed (p. 565) Mar. 8; signed by President (p. 565) Mar. 8.
- (Rienhardt)

House Record: Read first time (H. J. p. 689) Mar. 8; read second time (H. J. p. 715) Mar. 9; to Committee of Whole (H. J. p. 715) Mar. 9.

Died on calendar.

- 27 Read first time (p. 57) Jan. 21; to Judiciary (p. 64) Jan. 22; committee report recommending "do pass" (p. 226) Feb. 10; to Committee of Whole (p. 226) Feb. 10; committee report recommending "do not pass" (p. 246) Feb. 12; failed passage (pp. 246-247) Feb. 12.
- (Rienhardt)

- 28 Read first time (p. 57) Jan. 21; rules suspended, and to Livestock (p. 57) Jan. 21; committee report recommending "do pass" (p. 164) Feb. 3; to Committee of Whole (p. 164) Feb. 3; committee report recommending "amendments", which were adopted, and "do pass" (p. 185) Feb. 5; to Style, Revision and Compilation (p. 185) Feb. 5; reported with "revision corrections", which were adopted (p. 217) Feb. 9; read second time (p. 219) Feb. 9; to Enrolling and Engrossing (p. 219) Feb. 9; reported (p. 231) Feb. 10; read third time and passed (p. 233) Feb. 10; signed by President (p. 233) Feb. 10.
- (Smith)

House Record: Read first time (H. J. p. 336) Feb. 10; read second time (H. J. p. 343) Feb. 11; to Public Lands, and to Livestock (H. J. p. 343) Feb. 11; report of

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Committee on Livestock recommending "do pass" (H. J. p. 413) Feb. 17; report of Committee on Public Lands recommending "do pass" (H. J. p. 458) Feb. 20; to Committee of Whole (H. J. p. 413) Feb. 17; Committee of Whole report recommending "do pass" (H. J. p. 485) Feb. 22; placed under order third reading of bills (H. J. p. 486) Feb. 22; read third time and passed (H. J. p. 494) Feb. 23; signed by Speaker (H. J. p. 494) Feb. 23.

- 29 Read first time (p. 62) Jan. 22; to Banking and Insurance (p. 70) Jan. 25; committee report recommending "do pass" (p. 145) Feb. 1; to Committee of Whole (p. 145) Feb. 1; committee report recommending "do pass" (p. 148) Feb. 2; to Style, Revision and Compilation (p. 148) Feb. 2; reported correct (p. 208) Feb. 8; read second time (p. 209) Feb. 8; to Enrolling and Engrossing (p. 209) Feb. 8; reported (p. 211) Feb. 8; rules suspended, and placed under order third reading of bills (p. 211) Feb. 8; read third time and passed (p. 213) Feb. 8; signed by President (p. 213) Feb. 8.

(Patterson)

House Record: Read first time (H. J. p. 304) Feb. 8; read second time (H. J. p. 309) Feb. 9; to Judiciary, to Corporations, and to Banking and Insurance (H. J. p. 309) Feb. 9; report of Committee on Corporations recommending "do pass" (H. J. p. 436) Feb. 19; report of Committee on Banking and Insurance recommending "do pass" (H. J. p. 557) Feb. 27; to Committee of Whole (H. J. p. 437) Feb. 19.

Died on calendar.

- 30 Read first time (p. 62) Jan. 22; to Appropriations (p. 70) Jan. 25; committee report recommending "amendments" and "do pass" (p. 291) Feb. 16; to Committee of Whole (p. 291) Feb. 16; committee report recommending "amendments", which were adopted, and "do pass" (p. 440) Feb. 27; to Style, Revision and Compilation (p. 440) Feb. 27; reported with "revision corrections", which were adopted (p. 478) Mar. 2; read second time (p. 485) Mar. 2; to Enrolling and Engrossing (p. 485) Mar. 2; reported (p. 496) Mar. 3; read third time and passed (p. 498) Mar. 3; signed by President (p. 498) Mar. 3.

(Jones)

House Record: Read first time (H. J. p. 616) Mar. 3; read second time (H. J. p. 628) Mar. 4; to Appropriations (H. J. p. 628) Mar. 4; report of Committee on Appropriations recommending "do pass" (H. J. p. 840) Mar. 12; to Committee of Whole (H. J. p. 840) Mar. 12; Committee of Whole report recommending "do pass" (H. J. p. 847) Mar. 12; placed under order third reading of bills (H. J. p. 848) Mar. 12; read third time and passed (H. J. p. 854) Mar. 13; signed by Speaker (H. J. p. 854) Mar. 13.

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31 Read first time (p. 63) Jan. 22; to Judiciary (p. 70) Jan. 25; committee report recommending "amendments" and "do pass" (pp. 154-155) Feb. 2; to Committee of Whole (p. 155) Feb. 2; committee report recommending "amendments", which were adopted, and "do pass" (pp. 184-185) Feb. 5; to Style, Revision and Compilation (p. 186) Feb. 5; reported with "revision corrections", which were adopted (pp. 217-218) Feb. 9; read second time (p. 219) Feb. 9; to Enrolling and Engrossing (p. 219) Feb. 9; reported (p. 231) Feb. 10; read third time and passed (pp. 232-233) Feb. 10; signed by President (p. 233) Feb. 10; House amendments concurred in (pp. 501-502) Mar. 3; signed by President (p. 502) Mar. 3.

(McEachren)

House Record: Read first time (H. J. p. 336) Feb. 10; read second time (H. J. p. 343) Feb. 11; to County and County Affairs, and to Judiciary (H. J. p. 343) Feb. 11; report of Committee on County and County Affairs (H. J. p. 481) Feb. 22; majority and minority report of Committee on Judiciary (H. J. pp. 505-506) Feb. 24; to Committee of Whole (H. J. p. 481) Feb. 22; Committee of Whole report recommending "amendments" and "do pass" (H. J. p. 597) Mar. 2; to Enrolling and Engrossing (H. J. p. 599) Mar. 2; reported by Enrolling and Engrossing (H. J. p. 603) Mar. 3; read third time and passed (H. J. p. 611) Mar. 3; signed by Speaker (H. J. p. 611) Mar. 3.

32 Read first time (p. 67) Jan. 22; to Labor and Capital (p. 70) Jan. 25; committee report recommending "amendments" and "do pass" (p. 169) Feb. 4; to Committee of Whole (p. 169) Feb. 4; committee report recommending "amendments" and "be referred Judiciary" (p. 200) Feb. 8; to Judiciary (p. 202) Feb. 8; committee report recommending "amendments" and "do pass" (pp. 348-349) Feb. 18; to Committee of Whole (p. 343) Feb. 18.

(Smith)

Died on calendar.

33 Read first time (p. 69) Jan. 25; to Appropriations (p. 74) Jan. 26; committee report recommending "do pass" (p. 154) Feb. 2; to Committee of Whole (p. 154) Feb. 2; committee report recommending "do pass" (p. 166) Feb. 4; placed under order second reading of bills (p. 166) Feb. 4; read second time (p. 177) Feb. 4; to Enrolling and Engrossing (p. 177) Feb. 4; reported (p. 190) Feb. 5; read third time and passed (p. 194) Feb. 5; signed by President (p. 194) Feb. 5.

(McEachren)

House Record: Read first time (H. J. p. 279) Feb. 5; read second time (H. J. p. 290) Feb. 6; to Appropriations, and to Livestock (H. J. p. 290) Feb. 6; report of Committee on Livestock recommending "do pass" (H. J. p. 372) Feb. 13; report of Committee on Appropriations

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tions recommending "do pass" (H. J. p. 648) Mar. 5; to Committee of Whole (H. J. p. 372) Feb. 13; Committee of Whole report recommending "do pass" (H. J. p. 848) Mar. 12; placed under order third reading of bills (H. J. p. 849) Mar. 12; read third time and passed (H. J. p. 856) Mar. 13; signed by Speaker (H. J. p. 856) Mar. 13.

- 34 Read first time (p. 69) Jan. 25; to Appropriations (p. 74) Jan. 26; committee report recommending "do pass" (p. 154) Feb. 2; to Committee of Whole (p. 154) Feb. 2; committee report recommending "do pass" (p. 166) (McEachren) Feb. 4; placed under order second reading of bills (p. 166) Feb. 4; read second time (p. 177) Feb. 4; to Enrolling and Engrossing (p. 177) Feb. 4; reported (p. 190) Feb. 5; read third time and passed (pp. 193-194) Feb. 5; signed by President (p. 194) Feb. 5.

House Record: Read first time (H. J. p. 279) Feb. 5; read second time (H. J. p. 290) Feb. 6; to Appropriations, and to Livestock (H. J. p. 290) Feb. 6; report of Committee on Livestock recommending "do pass" (H. J. p. 372) Feb. 13; report of Committee on Appropriations recommending "do pass" (H. J. p. 648) Mar. 5; to Committee of Whole (H. J. p. 373) Feb. 13; Committee of Whole report recommending "do pass" (H. J. p. 847) Mar. 12; placed under order third reading of bills (H. J. p. 849) Mar. 12; read third time and passed (H. J. p. 855) Mar. 13; signed by Speaker (H. J. p. 855) Mar. 13.

- 35 Read first time (p. 69) Jan. 25; to Appropriations (p. 74) Jan. 26; committee report recommending "do pass" (p. 152) Feb. 2; to Committee of Whole (p. 153) Feb. 2; committee report recommending "do pass" (p. 166) Feb. 4; placed under order second reading of bills (p. 166) (McEachren) Feb. 4; read second time (p. 177) Feb. 4; to Enrolling and Engrossing (p. 177) Feb. 4; reported (p. 190) Feb. 5; read third time and passed (p. 193) Feb. 5; signed by President (p. 193) Feb. 5.

House Record: Read first time (p. 279) Feb. 5; read second time (H. J. p. 290) Feb. 6; to Appropriations, and to Livestock (H. J. p. 290) Feb. 6; report of Committee on Livestock recommending "do pass" (H. J. p. 373) Feb. 13; report of Committee on Appropriations recommending "do pass" (H. J. p. 648) Mar. 5; to Committee of Whole (H. J. 373) Feb. 13; Committee of Whole report recommending "do pass" (H. J. p. 847) Mar. 12; placed under order third reading of bills (H. J. p. 849) Mar. 12; read third time and passed (H. J. p. 854) Mar. 13; signed by Speaker (H. J. p. 855) Mar. 13.

- 36 Read first time (p. 69) Jan. 25; to Appropriations (p. 74) Jan 26; committee report recommending "do pass" (p.

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(McEachren) 153) Feb. 2; to Committee of Whole (p. 153) Feb. 2; committee report recommending "do pass" (p. 166) Feb. 4; placed under order second reading of bills (p. 166) Feb. 4; read second time (p. 177) Feb. 4; to Enrolling and Engrossing (p. 177) Feb. 4; reported (p. 189) Feb. 5; read third time and passed (p. 193) Feb. 5; signed by President (p. 193) Feb. 5.

House Record: Read first time (H. J. p. 279) Feb. 5; read second time (H. J. p. 290) Feb. 6; to Appropriations, and to Livestock (H. J. p. 290) Feb. 6; report of Committee on Livestock recommending "do pass" (H. J. p. 373) Feb. 13; report of Committee on Appropriations recommending "do pass" (H. J. p. 649) Mar. 5; to Committee of Whole (H. J. p. 373) Feb. 13; Committee of Whole report recommending "do pass" (p. 847) Mar. 12; placed under order third reading of bills (H. J. p. 849) Mar. 12; read third time and passed (H. J. p. 855) Mar. 13; signed by Speaker (H. J. p. 855) Mar. 13.

37 Read first time (p. 70) Jan. 25; to Appropriations (p. 74) Jan. 26; committee report recommending "do pass" (p. 153) Feb. 2; to Committee of Whole (p. 153) Feb. 2; committee report recommending "do pass" (p. 166) (McEachren) Feb. 4; placed under order second reading of bills (p. 166) Feb. 4; read second time (p. 177) Feb. 4; to Enrolling and Engrossing (p. 177) Feb. 4; reported (p. 189) Feb. 5; read third time and passed (p. 192) Feb. 5; signed by President (p. 192) Feb. 5.

House Record: Read first time (H. J. p. 279) Feb. 5; read second time (H. J. p. 290) Feb. 6; to Appropriations, and to Livestock (H. J. p. 290) Feb. 6; report of Committee on Livestock recommending "do pass" (H. J. p. 373) Feb. 13; report of Committee on Appropriations recommending "do pass" (H. J. p. 649) Mar. 5; to Committee of Whole (p. 373) Feb. 13; Committee of Whole report recommending "do pass" (H. J. p. 848) Mar. 12; placed under order third reading of bills (H. J. p. 849) Mar. 12; read third time and passed (H. J. p. 855) Mar. 13; signed by Speaker (H. J. p. 856) Mar. 13.

38 Read first time (p. 70) Jan. 25; to Appropriations (p. 74) Jan. 26; committee report recommending "do pass" (p. 153) Feb. 2; to Committee of Whole (p. 153) Feb. 2; committee report recommending "do pass" (p. 166) Feb. 4; placed under order second reading of bills (p. 167) (McEachren) Feb. 4; read second time (p. 177) Feb. 4; to Enrolling and Engrossing (p. 178) Feb. 4; reported (p. 190) Feb. 5; read third time and passed (p. 192) Feb. 5; signed by President (p. 192) Feb. 5.

House Record: Read first time (H. J. p. 279) Feb. 5; read second time (H. J. p. 291) Feb. 6; to Appropriations, and to Livestock (H. J. p. 291) Feb. 6; report of committee on Livestock recommending "do pass" (H. J. p. 373) Feb. 13; report of Committee on Appropriations recom-

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- mending "do pass" (H. J. p. 649) Mar. 5; to Committee of Whole (H. J. p. 373) Feb. 13; Committee of Whole report recommending "do pass" (H. J. p. 847) Mar. 12; placed under order third reading of bills (H. J. p. 849) Mar. 12; read third time and passed (H. J. p. 884) Mar. 13; signed by Speaker (H. J. p. 884) Mar. 13.
- 39 Read first time (p. 73) Jan. 26; rules suspended, and placed on Calendar of Committee of Whole (p. 73) Jan. 26; committee report recommending "do pass" (p. 73) Jan. 27; to Style, Revision and Compilation (p. 78) (Patterson) Jan. 27; reported with "revision corrections", which were adopted (p. 173) Feb. 4; read second time (p. 178) Feb. 4; rules suspended, and placed under order third reading of bills (p. 178) Feb. 4; to Enrolling and Engrossing (p. 178) Feb. 4; reported (p. 182) Feb. 4; read third time and passed (p. 182) Feb. 4; signed by President (p. 182) Feb. 4.
- House Record: Read first time (H. J. p. 266) Feb. 4; read second time (H. J. p. 273) Feb. 5; to Ways and Means, to Judiciary, and to County and County and County Affairs (H. J. p. 273) Feb. 5.
- Died in committee.
- 40 Read first time (p. 73) Jan. 26; to Judiciary (p. 79) Jan. 27; committee report recommending "amendments" and "do pass" (p. 151) Feb. 2; to Committee of Whole (p. 151) Feb. 2; committee report recommending "amendments", which were adopted, and "do pass" (p. 199) Feb. 8; to Style, Revision and Compilation (p. 201) Feb. 8; reported with "revision corrections", which were adopted (p. 272) Feb. 12; read second time (p. 274) Feb. 12; to Enrolling and Engrossing (p. 274) Feb. 12; reported (p. 322) Feb. 16; read third time and passed (p. 326) Feb. 16; signed by President (p. 326) Feb. 16.
- House Record: Read first time (H. J. p. 404) Feb. 17; read second time (H. J. p. 425) Feb. 18; to Ways and Means, and to County and County Affairs (H. J. p. 425) Feb. 18.
- Died in Committee.
- 41 Read first time (p. 73) Jan. 26; rules suspended, and to Judiciary (p. 73) Jan. 26; committee report recommending "amendments" and "do pass" (p. 90) Jan. 28; to Committee of Whole (p. 90) Jan. 28; committee report recommending "amendments", which were adopted, and "do pass" (p. 95) Jan. 29; to Style, Revision and Compilation (p. 95) Jan. 29; reported with "revision corrections", which were adopted (p. 174) Feb. 4; read second time (p. 178) Feb. 4; to Enrolling and
- (Jones)

## Number

Engrossing (p. 178) Feb. 4; reported (p. 190) Feb. 5; read third time and passed (p. 195) Feb. 5; signed by President (p. 195) Feb. 5.

House Record: Read first time (H. J. p. 279) Feb. 5; read second time (H. J. p. 291) Feb. 6; to Ways and Means, to Judiciary, and to Efficient Government (H. J. p. 291) Feb. 6; report of Committee on Efficient Government recommending "do pass" (House errata) (H. J. p. 371) Feb. 13; report of Committee on Ways and Means recommending "do pass" (H. J. p. 372) Feb. 13; report of Committee on Judiciary (H. J. p. 604) Mar. 3; to Committee of Whole (H. J. p. 371) Feb. 13.

Died on calendar.

42 Read first time (p. 73) Jan. 26; to Municipalities (p. 79) Jan. 27; committee report recommending "amendments" and "do pass" (pp. 248-252) Feb. 12; to Committee of Whole (p. 252) Feb. 12.

(Dalton)

Died on calendar.

43 Read first time (p. 73) Jan. 26; to Finance and Revenue (p. 79) Jan. 27; committee report recommending "amendments" and "do pass" (p. 312) Feb. 16; to Committee of Whole (p. 312) Feb. 16.

(Dalton)

Died on calendar.

44 Read first time (p. 78) Jan. 27; to Judiciary (p. 88) Jan. 28; committee report recommending "amendments" and "do pass" (p. 152) Feb. 2; to Committee of Whole (p. 152) Feb. 2; committee report recommending "amendments", which were adopted, and "do pass" (p. 166) Feb. 4; to Style, Revision and Compilation (p. 166) Feb. 4; reported with "revision corrections", which were adopted (p. 218) Feb. 9; read second time (p. 219) Feb. 9; to Enrolling and Engrossing (p. 219) Feb. 9; reported (p. 231) Feb. 10; read third time and passed (p. 233) Feb. 10; signed by President (p. 233) Feb. 10.

(Patterson)

House Record: Read first time (H. J. p. 336) Feb. 10; read second time (H. J. p. 343) Feb. 11; to Efficient Government (H. J. p. 343) Feb. 11; report of Committee on Efficient Government recommending "do pass" (H. J. p. 349) Feb. 11; to Committee of Whole (H. J. p. 349) Feb. 11; Committee of Whole report recommending "do pass" (H. J. p. 366) Feb. 12; placed under order third reading of bills (H. J. p. 367) Feb. 12; read third time and passed (H. J. p. 379) Feb. 13; signed by Speaker (H. J. p. 379) Feb. 13.

45 Read first time (p. 78) Jan. 27; to Education (p. 88) Jan. 28; committee report recommending "do pass" (p. 206) Feb. 8; to Committee of Whole (p. 206) Feb. 8; committee report recommending "amendments", which were

## Number

(Moore) adopted, and "do pass" (p. 245) Feb. 12; to Style, Revision and Compilation (p. 246) Feb. 12; reported with "revision corrections", which were adopted (p. 314) Feb. 16; read second time (p. 323) Feb. 16; to Enrolling and Engrossing (p. 323) Feb. 16; reported (p. 334) Feb. 17; read third time and passed (p. 336) Feb. 17; signed by President (p. 337) Feb. 17; House amendments concurred in (p. 572) Mar. 8; signed by President (p. 573) Mar. 8.

House Record: Read first time (H. J. p. 415) Feb. 17; read second time (H. J. p. 425) Feb. 18; to Education, and to County and County Affairs (H. J. p. 425) Feb. 18; report of Committee on Education recommending "do pass" (H. J. p. 508) Feb. 24; report of Committee on County and County Affairs (H. J. p. 539) Feb. 26; to Committee of Whole (H. J. p. 509) Feb. 24; Committee of Whole report recommending "do pass" (H. J. p. 658) Mar. 5; certain amendments adopted (H. J. p. 666) Mar. 6; to Enrolling and Engrossing (H. J. p. 667) Mar. 6; reported by Enrolling and Engrossing (H. J. p. 668) Mar. 6; read third time and passed (H. J. p. 672) Mar. 6; signed by Speaker (H. J. p. 672) Mar. 6.

46 Read first time (p. 79) Jan. 27; to Appropriations (p. 88) Jan. 28; committee report recommending "do not pass" (p. 456) Mar. 1; to Committee of Whole (p. 456) Mar. 1.

(Smith)

Died on calendar.

47 Read first time (p. 79) Jan. 27; to Appropriations (p. 88) Jan. 28; committee report recommending "amendments" and "do pass" (p. 207) Feb. 8; to Committee of Whole (p. 207) Feb. 8; withdrawn and placed under order second reading of bills (p. 207) Feb. 8; read second time (p. 210) Feb. 8; certain amendments adopted (p. 210) Feb. 8; rules suspended, and placed under order third reading of bills (p. 210) Feb. 8; to Enrolling and Engrossing (p. 210) Feb. 8; reported with "revision corrections", which were adopted (p. 212) Feb. 8; read third time and passed (p. 212) Feb. 8; signed by President (p. 212) Feb. 8; House amendments concurred in (p. 281) Feb. 16; signed by President (p. 282) Feb. 16.

(Rienhardt)

House Record: Read first time (H. J. p. 304) Feb. 8; read second time (H. J. p. 309) Feb. 9; to Capitol Building and Grounds, and to Appropriations (H. J. p. 309) Feb. 9; report of Committee on Appropriations recommending "amendments" and "do pass" (H. J. p. 331) Feb. 10; report of Committee on Capitol Building and Grounds recommending "do pass" (H. J. p. 331) Feb. 10; to Committee of Whole (H. J. p. 331) Feb. 10; Committee of Whole report recommending "amendments" and "do pass" (H. J. p. 351) Feb. 11; to Enrolling and Engrossing (H. J. p. 352) Feb. 11; reported by Enrolling

## Number

and Engrossing (H. J. p. 353) Feb. 12; read third time and passed (H. J. p. 358) Feb. 12; signed by Speaker (H. J. p. 358) Feb. 12.

- 48 Read first time (p. 79) Jan. 27; to Highways and Bridges (p. 89) Jan. 28; committee report recommending "amendments" and "do pass" (pp. 207-208) Feb. 8; to Committee of Whole (p. 208) Feb. 8; committee report recommending "amendments", which were adopted, and "do pass" (pp. 223-224) Feb. 10; to Style, Revision and Compilation (p. 224) Feb. 10; reported with "revision corrections", which were adopted (p. 312) Feb. 16; read second time (p. 322) Feb. 16; to Enrolling and Engrossing (p. 323) Feb. 16; reported (p. 335) Feb. 17; read third time and passed (pp. 335-336) Feb. 17; signed by President (p. 336) Feb. 17.

(Smith)

House Record: Read first time (H. J. p. 415) Feb. 17; read second time (H. J. p. 425) Feb. 18; to Highways and Bridges, to County and County Affairs, and to Judiciary (H. J. p. 425) Feb. 18.

Died in committee.

- 49 Read first time (p. 79) Jan. 27; to Finance and Revenue (p. 89) Jan. 28; committee report recommending "amendments" and "do pass" (pp. 293-294) Feb. 16; to Committee of Whole (p. 294) Feb. 16; committee report recommending "amendments" and "be indefinitely postponed" (pp. 437-438) Feb. 27; action reconsidered and re-referred to Finance and Revenue (p. 441) Feb. 27; committee report recommending "amendments proposed by Committee of Whole", which were adopted (p. 456) Mar. 1; to Style, Revision and Compilation (p. 456) Mar. 1; reported with "revision corrections", which were adopted (p. 477) Mar. 2; read second time (p. 486) Mar. 2; certain amendments failed adoption (pp. 486-487) Mar. 2; other amendments adopted (p. 487) Mar. 2; motion to indefinitely postpone (p. 487) Mar. 2; indefinitely postponed (p. 490) Mar. 2.

(Pomeroy  
and  
Kelly)

- 50 Read first time (p. 86) Jan. 28; to Labor and Capital (p. 97) Jan. 29; committee report recommending "do pass" (p. 229) Feb. 10; to Committee of Whole (p. 229) Feb. 10.

(Smith)

Died on calendar.

- 51 Read first time (p. 86) Jan. 28; to Appropriations (p. 97) Jan. 29; committee recommendations (p. 476) Mar. 2; to Committee of Whole (p. 476) Mar. 2; withdrawn and placed under order second reading of bills (p. 562) Mar. 7; certain amendments adopted (pp. 562-563) Mar. 7; to Enrolling and Engrossing (p. 563) Mar. 7; reported with "revision corrections", which were adopted

(Patterson)

(p. 619) Mar. 11; read third time and passed (p. 624) Mar. 11; signed by President (p. 625) Mar. 11.

House Record: Read first time (H. J. p. 776) Mar. 11.

Died on calendar.

- 52 Read first time (p. 86) Jan. 28; to Banking and Insurance (p. 97) Jan. 29; committee report recommending "amendments" and "do pass" (p. 376) Feb. 20; to Committee of Whole (p. 376) Feb. 20; committee report recommending "amendments", which were adopted, and "do pass" (p. 388) Feb. 24; to Style, Revision and Compilation (p. 389) Feb. 24; reported with "revision corrections", which were adopted (p. 420) Feb. 25; read second time (p. 421) Feb. 25; rules suspended and placed under order third reading of bills (p. 421) Feb. 25; to Enrolling and Engrossing (p. 421) Feb. 25; reported (p. 422) Feb. 25; read third time and passed (p. 424) Feb. 25; signed by President (p. 424) Feb. 25; House amendments concurred in (p. 436) Feb. 27.

(Kelly)

House Record: Read first time (H. J. p. 529) Feb. 25; rules suspended and placed under order second reading of bills (H. J. p. 529) Feb. 25; read second time (H. J. p. 530) Feb. 25; to Public Institutions (H. J. p. 530) Feb. 25; report of Committee on Public Institutions recommending "amendments" (H. J. p. 545) Feb. 26; to Committee of Whole (H. J. p. 545) Feb. 26; Committee of Whole report recommending "amendments" and "do pass" (H. J. p. 547) Feb. 26; to Enrolling and Engrossing (H. J. p. 547) Feb. 26; reported by Enrolling and Engrossing (H. J. p. 547) Feb. 26; read third time and passed (H. J. p. 548) Feb. 26; signed by Speaker (H. J. p. 548) Feb. 26.

- 53 Read first time (p. 87) Jan. 28; to Banking and Insurance (p. 97) Jan. 29; committee report recommending "do pass" (p. 205) Feb. 8; to Committee of Whole (p. 205) Feb. 8; committee report recommending "do pass" (p. 239) Feb. 11; to Style, Revision and Compilation (p. 239) Feb. 11; reported with "revision corrections", which were adopted (pp. 317-318) Feb. 16; read second time (p. 324) Feb. 16; rules suspended, and placed under order third reading of bills (pp. 324-325) Feb. 16; to Enrolling and Engrossing (p. 325) Feb. 16; reported Feb. 16; read third time and passed (p. 327) Feb. 16; signed by President (p. 327) Feb. 16.

(Kelly)

House Record: Read first time (H. J. p. 404) Feb. 17; read second time (H. J. p. 425) Feb. 18; to Banking and Insurance (H. J. p. 425) Feb. 18; report of Committee on Banking and Insurance recommending "do pass" (H. J. p. 436) Feb. 19; to Committee of Whole (H. J. p. 436) Feb. 19; Committee of Whole report recommending "do pass" (H. J. p. 485) Feb. 22; placed under order third reading of bills (H. J. p. 486) Feb.

## Number

- 22; read third time and passed (H. J. p. 494) Feb. 23; signed by Speaker (H. J. p. 494) Feb. 23.
- 54 Read first time (p. 87) Jan. 28; to Banking and Insurance (p. 97) Jan. 29; committee report recommending "amendments" and "do pass" (p. 204) Feb. 8; to Committee of Whole (p. 204) Feb. 8; committee report recommending "amendments", which were adopted, and "do pass" (pp. 238-239) Feb. 11; to Style, Revision and Compilation (p. 239) Feb. 11; reported with "revision corrections", which were adopted (pp. 362-364) Feb. 19; read second time (p. 365) Feb. 19; certain amendments adopted (p. 365) Feb. 19; to Enrolling and Engrossing (p. 365) Feb. 19; reported with "revision corrections", which were adopted (p. 377) Feb. 20; read third time and passed (pp. 377-378) Feb. 20; signed by President (p. 378) Feb. 20.

(Kelly)

House Record: Read first time (H. J. p. 476) Feb. 22; read second time (H. J. p. 490) Feb. 23; to County and County Affairs, and to Reconstruction and Unemployment (H. J. p. 490) Feb. 23; report of Committee on Reconstruction and Unemployment (H. J. p. 505) Feb. 24; to Committee of Whole (H. J. p. 505) Feb. 24.

Died on calendar.

- 55 Read first time (p. 87) Jan. 28; to Banking and Insurance (p. 97) Jan. 29; committee report recommending "do pass" (p. 204) Feb. 8; to Committee of Whole (p. 204) Feb. 8; committee report recommending "do pass" (p. 223) Feb. 10; to Style, Revision and Compilation (p. 224) Feb. 10; reported with "revision corrections", which were adopted (p. 271) Feb. 12; read second time (p. 273) Feb. 12; to Enrolling and Engrossing (p. 273) Feb. 12; reported (p. 322) Feb. 16; read third time and passed (p. 326) Feb. 16; signed by President (p. 326) Feb. 16.

(Kelly)

House Record: Read first time (H. J. p. 404) Feb. 17; read second time (H. J. p. 425) Feb. 18; to Banking and Insurance (H. J. p. 425) Feb. 18; report of Committee on Banking and Insurance recommending "do pass" (H. J. p. 436) Feb. 19; to Committee of Whole (H. J. p. 436) Feb. 19; Committee of Whole report recommending "do pass" (H. J. p. 485) Feb. 22; placed under order third reading of bills (H. J. p. 486) Feb. 22; read third time and passed (H. J. p. 495) Feb. 23; signed by Speaker (H. J. p. 495) Feb. 23.

- 56 Read first time (p. 87) Jan. 28; to Banking and Insurance (p. 97) Jan. 29.

(Kelly)

Died in committee.

- 57 Read first time (p. 87) Jan. 28; to Banking and Insurance (p. 97) Jan. 29.

(Kelly)

Died in committee.

## Number

58 Read first time (p. 88) Jan. 28; to Banking and Insurance (Kelly) (p. 97) Jan. 29.

Died in committee.

59 Read first time (p. 88) Jan. 28; to Banking and Insurance (p. 97) Jan. 29; committee report recommending "do pass" (p. 206) Feb. 8; to Committee of Whole (p. 207) Feb. 8; committee report recommending "do pass" (p. 239) Feb. 11; to Style, Revision and Compilation (p. 239) Feb. 11; reported with "revision corrections" which were adopted (p. 314) Feb. 16; read second time (p. 323) Feb. 16; to Enrolling and Engrossing (p. 324) Feb. 16; reported, Feb. 16; rules suspended, placed under order third reading of bills (p. 323) Feb. 16; read third time and passed (p. 327) Feb. 16; signed by President (p. 327) Feb. 16.

(Kelly)

House Record: Read first time (H. J. p. 404) Feb. 17; read second time (H. J. p. 425) Feb. 18; to Banking and Insurance (H. J. p. 425) Feb. 18; report of Committee on Banking and Insurance recommending "do pass" (H. J. p. 436) Feb. 19; to Committee of Whole (H. J. p. 436) Feb. 19; Committee of Whole report recommending "do pass" (H. J. p. 485) Feb. 22; placed under order third reading of bills (H. J. p. 486) Feb. 22; read third time and passed (H. J. p. 495) Feb. 23; signed by Speaker (H. J. p. 495) Feb. 23.

60 Read first time (p. 88) Jan. 28; to Banking and Insurance (p. 97) Jan. 29; committee report recommending "amendments" and "do pass" (p. 205) Feb. 8; to Committee of Whole (p. 205) Feb. 8; committee report recommending "amendments", which were adopted, and "do pass" (p. 223) Feb. 10; to Style, Revision and Compilation (p. 224) Feb. 10; reported with "revision corrections", which were adopted (pp. 312-313) Feb. 16; read second time (p. 323) Feb. 16; to Enrolling and Engrossing (p. 323) Feb. 16; reported (p. 334) Feb. 17; read third time and passed (p. 336) Feb. 17; signed by President (p. 336) Feb. 17.

(Kelly)

House Record: Read first time (H. J. p. 415) Feb. 17; read second time (H. J. p. 425) Feb. 18; to Judiciary (H. J. p. 425) Feb. 18; report of Committee on Judiciary (H. J. p. 459) Feb. 20; to Committee of Whole (H. J. p. 459) Feb. 20; Committee of Whole report recommending "do pass" (H. J. p. 501) Feb. 23; placed under order third reading of bills (H. J. p. 502) Feb. 23; read third time and passed (H. J. p. 512) Feb. 24; signed by Speaker (H. J. p. 512) Feb. 24.

61 Read first time (p. 96) Jan. 29; to Appropriations (p. 144) Feb. 1; committee report recommending "do pass" (p. 172) Feb. 4; to Committee of Whole (p. 172) Feb. 4;

## Number

(Truman) committee report recommending "do pass" (p. 200) Feb. 8; to Style, Revision and Compilation (p. 202) Feb. 8; reported correct (p. 267) Feb. 12; read second time (p. 273) Feb. 12; to Enrolling and Engrossing (p. 273) Feb. 12; reported (p. 275) Feb. 12; rules suspended, and placed under order third reading of bills (p. 275) Feb. 12; read third time and passed (p. 277) Feb. 12; signed by President (p. 277) Feb. 12.

House Record: Read first time (H. J. p. 364) Feb. 12; read second time (H. J. p. 376) Feb. 13; to Appropriations, and to County and County Affairs (H. J. p. 376) Feb. 13.

Died in committee.

62 Read first time (p. 96) Jan. 29; to Highways and Bridges (p. 144) Feb. 1; majority committee report recommending "do pass" (p. 154) Feb. 2; to Committee of Whole (p. 154) Feb. 2; committee report recommending "do pass" (p. 166) Feb. 4; to Style, Revision and Compilation (p. 167) Feb. 4; reported correct (p. 217) Feb. 9; read second time (p. 219) Feb. 9; to Enrolling and Engrossing (p. 219) Feb. 9; reported (p. 231) Feb. 10; read third time and failed to pass (pp. 233-234) Feb. 10.

(Kelly)

63 Read first time (p. 142) Feb. 1; to Judiciary (p. 150) Feb. 2; majority committee report recommending "do pass" (p. 226) Feb. 10; to Committee of Whole (p. 226) Feb. 10; committee report recommending "do not pass" (p. 246) Feb. 12; failed passage (p. 246) Feb. 12.

(Babbitt)

64 Read first time (p. 142) Feb. 1; to Banking and Insurance (p. 150) Feb. 2.

(Committee on Banking and Insurance)

Died in committee.

65 Read first time (p. 142) Feb. 1; to Banking and Insurance (p. 150) Feb. 2; committee report recommending "amendments" and "do pass" (p. 287) Feb. 16; to Committee of Whole (p. 288) Feb. 16; committee report recommending "amendments", which were adopted, and "do pass" (p. 597) Mar. 10; placed under order second reading of bills (p. 600) Mar. 10; read second time (p. 602) Mar. 10; to Enrolling and Engrossing (p. 602) Mar. 10; reported (p. 648) Mar. 12.

(Committee on Banking and Insurance)

Died on calendar.

66 Read first time (p. 143) Feb. 1; to Banking and Insurance (p. 150) Feb. 2; committee report recommending "do

## Number

(Committee on Banking and Insurance) pass" (p. 287) Feb. 16; to Committee of Whole (p. 287) Feb. 16; committee report recommending "do pass" (p. 597) Mar. 10; placed under order second reading of bills (p. 600) Mar. 10; read second time (p. 602) Mar. 10; to Enrolling and Engrossing (p. 602) Mar. 10; reported with "revision corrections", which were adopted (p. 615) Mar. 11.

Died on calendar.

67 Read first time (p. 143) Feb. 1; to Judiciary (p. 150) Feb. 2; committee report "without recommendation" (p. 187) Feb. 5; to Committee of Whole (p. 187) Feb. 5; committee report recommending "be referred to Labor and Capital" (p. 344) Feb. 18; to Labor and Capital (p. 346) Feb. 18.

(Angius)

Died in committee.

68 Read first time (p. 143) Feb. 1; to Livestock (p. 150) Feb. 2.

(Angius)

Died in committee.

69 Read first time (p. 143) Feb. 1; to Municipalities (p. 150) Feb. 2; majority committee report recommending "amendments" and "do pass" (p. 230) Feb. 10; to Committee of Whole (p. 230) Feb. 10; committee report recommending "amendments", which were adopted and "do pass" (p. 401) Feb. 25; to Style, Revision and Compilation (p. 401) Feb. 25; reported with "revision corrections", which were adopted (pp. 456-459) Mar. 1; read second time (p. 468) Mar. 1; to Enrolling and Engrossing (p. 468) Mar. 1; reported (errata) Mar. 2; read third time and passed (p. 489) Mar. 2; signed by President (p. 489) Mar. 2; House amendments concurred in (pp. 633-634) Mar. 11; signed by President (p. 634) Mar. 11.

(Rienhardt)

House Record: Read first time (H. J. p. 609) Mar. 3; read second time (H. J. p. 628) Mar. 4; to County and County Affairs, and to Efficient Government (H. J. p. 628) Mar. 4; report of Committee on County and County Affairs (H. J. p. 641) Mar. 5; report of Committee on Efficient Government (H. J. p. 675) Mar. 8; to Committee of Whole (H. J. p. 641) Mar. 5; Committee of Whole report recommending "amendments" and "do pass" (H. J. p. 747) Mar. 10; to Enrolling and Engrossing (H. J. p. 748) Mar. 10; reported by Enrolling and Engrossing (H. J. p. 750) Mar. 11; read third time and passed (H. J. p. 757) Mar. 11; signed by Speaker (H. J. p. 757) Mar. 11.

70 Read first time (p. 144) Feb. 1; to Finance and Revenue (p. 150) Feb. 2; committee report recommending "amend-

## Number

(Pomeroy) ments" and "do pass" (pp. 295-309) Feb. 16; to Committee of Whole (p. 310) Feb. 16.

Died on calendar.

71 Read first time (p. 144) Feb. 1; to Municipalities (p. 150) Feb. 2; majority committee report recommending "amendments" and "do pass" (pp. 230-231) Feb. 10; to Committee of Whole (p. 231) Feb. 10; committee report recommending "amendments", which were adopted, and "do pass" (p. 400) Feb. 25; to Style, Revision and Compilation (p. 401) Feb. 25; reported with "revision corrections", which were adopted (pp. 479-481) Mar. 2; read second time (p. 484) Mar. 2; certain amendments adopted (p. 484) Mar. 2; to Enrolling and Engrossing (p. 484) Mar. 2; reported with "revision corrections", which were adopted (p. 504) Mar. 3; certain other amendments adopted (p. 507) Mar. 3; to Enrolling and Engrossing (p. 507) Mar. 3; reported (p. 508) Mar. 3; read third time and passed (p. 508) Mar. 3; signed by President (p. 508) Mar. 3.

(Rienhardt)

House Record: Read first time (H. J. p. 627) Mar. 4; read second time (H. J. p. 643) Mar. 5; to Ways and Means, and to State and National Defense (H. J. p. 643) Mar. 5; majority and minority report of Committee on Ways and Means (H. J. pp. 719-720) Mar. 9; report of Committee on State and National Defense (H. J. p. 738) Mar. 10; to Committee of Whole (H. J. p. 720) Mar. 9; Committee of Whole report recommending "do pass" (H. J. p. 746) Mar. 10; placed under order third reading of bills (H. J. p. 747) Mar. 10; read third time and passed (H. J. p. 757) Mar. 11; signed by Speaker (H. J. p. 758) Mar. 11.

72 Read first time (p. 144) Feb. 1; to Highways and Bridges (p. 150) Feb. 2; majority committee report recommending "do not pass" (p. 205) Feb. 8; to Committee of Whole; (p. 205) Feb. 8; committee report recommending "do not pass" (p. 239) Feb. 11; failed passage (pp. 239-240) Feb. 11.

(Angius)

73 Read first time (p. 144) Feb. 1; to Finance and Revenue (p. 150) Feb. 2.

(Moore)

Died in committee.

74 Read first time (p. 144) Feb. 1; to Public Lands (p. 151) Feb. 2; committee report recommending "do pass" (p. 241) Feb. 11; to Committee of Whole (p. 241) Feb. 11.

(Smith)

Died on calendar.

75 Read first time (p. 149) Feb. 2; to Public Health (p. 162)

## Number

(Smith) Feb. 3; committee report recommending "do not pass" (p. 229) Feb. 10; to Committee of Whole (p. 229) Feb. 10.

Died on calendar.

76 Read first time (p. 149) Feb. 2; to Judiciary (p. 162) Feb. 3; committee report recommending "do not pass" (p. 226) Feb. 10; to Committee of Whole (p. 226) Feb. 10; committee report recommending "do pass" (p. 359) Feb. 19; to Style, Revision and Compilation (p. 359) Feb. 19; reported correct (p. 382) Feb. 23; read second time (p. 383) Feb. 23; certain amendments adopted (p. 383) Feb. 23; to Enrolling and Engrossing (p. 383) Feb. 23; reported with "revision corrections", which were adopted (pp. 393-394) Feb. 24; read third time and passed (p. 395) Feb. 24; signed by President (p. 395) Feb. 24.

(Kelly)

House Record: Read first time (H. J. p. 518) Feb. 24; read second time (H. J. p. 525) Feb. 25; to Judiciary, and to County and County Affairs (H. J. p. 525) Feb. 25.

Died in committee.

77 Read first time (p. 149) Feb. 2; to Judiciary (p. 162) Feb. 3; committee report recommending "do not pass" (p. 226) Feb. 10; to Committee of Whole (p. 226) Feb. 10; committee report recommending "amendments", which were adopted, and "do pass" (p. 358) Feb. 19; to Style, Revision and Compilation (p. 359) Feb. 19; reported with "revision corrections", which were adopted (p. 381) Feb. 23; read second time (p. 382) Feb. 23; to Enrolling and Engrossing (p. 383) Feb. 23; reported with "revision correction", which was adopted (p. 421) Feb. 25; read third time and failed to pass (p. 424) Feb. 25.

(Kelly)

78 Read first time (p. 149) Feb. 2; to Judiciary (p. 162) Feb. 3.  
(Angius)

Died in committee.

79 Read first time (p. 149) Feb. 2; to Judiciary (p. 162) Feb. 3.  
(Angius)

Died in committee.

80 Read first time (p. 149) Feb. 2; to Judiciary (p. 162) Feb. 3.  
(Angius)

Died in committee.

81 Read first time (p. 149) Feb. 2; to Judiciary (p. 162) Feb. 3.  
(Angius)

Died in committee.

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82 Read first time (p. 149) Feb. 2; to Judiciary (p. 162) Feb. 3; committee report recommending "do pass" (p. 443) Feb. 27; to Committee of Whole (p. 443) Feb. 27; committee report recommending "amendments", which were adopted, and "do pass" (p. 520) Mar. 5; placed under order second reading of bills (p. 522) Mar. 5; read second time (p. 532) Mar. 5; to Enrolling and Engrossing (p. 532) Mar. 5; reported with "revision correction", which was adopted (p. 558) Mar. 6; read third time and passed (p. 571) Mar. 8; signed by President (p. 571) Mar. 8.

(Angius)

House Record: Read first time (H. J. p. 689) Mar. 8; read second time (H. J. p. 715) Mar. 9; to Finance and Auditing (H. J. p. 715) Mar. 9; report of Committee on Finance and Auditing (H. J. p. 737) Mar. 10; to Committee of Whole (H. J. p. 737) Mar. 10; Committee of Whole report recommending "be laid on table" (H. J. p. 777) Mar. 11; laid on the table (H. J. p. 777) Mar. 11.

83 Read first time (p. 149) Feb. 2; to Methods of Business (p. 162) Feb. 3; committee report recommending "do pass" (p. 164) Feb. 3; to Committee of Whole (p. 164) Feb. 3; committee report recommending "amendments", which were adopted, and "do pass" (pp. 199-200) Feb. 8; to Style, Revision and Compilation (p. 201) Feb. 8; reported with "revision corrections", which were adopted (pp. 267-271) Feb. 12; read second time (p. 274) Feb. 12; to Enrolling and Engrossing (p. 274) Feb. 12; reported with "revision corrections", which were adopted (p. 276) Feb. 12; rules suspended, placed under order third reading of bills (p. 276) Feb. 12; read third time and passed (p. 277) Feb. 12; signed by President (p. 277) Feb. 12.

(Jones)

House Record: Read first time (H. J. p. 364) Feb. 12; read second time (H. J. p. 376) Feb. 13; to Judiciary, to County and County Affairs, and to Ways and Means (H. J. p. 376) Feb. 13; report of Committee on Judiciary (H. J. p. 459) Feb. 20; report of Committee on County and County Affairs (H. J. p. 468) Feb. 20; report of Committee on Ways and Means recommending "do pass" (H. J. p. 514) Feb. 24; to Committee of Whole (H. J. p. 459) Feb. 20; Committee of Whole report recommending "do pass" (H. J. p. 777) Mar. 11; placed under order third reading of bills (H. J. p. 777) Mar. 11; read third time and passed (H. J. p. 782) Mar. 11; signed by Speaker (H. J. p. 782) Mar. 11.

84 Read first time (p. 150) Feb. 2; to Agriculture and Irrigation (p. 162) Feb. 3; committee report recommending "amendments" and "do pass" (pp. 253-254) Feb. 12; to Committee of Whole (p. 254) Feb. 12; committee report recommending "amendments", which were adopt-

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(Babbitt) ed, and "do pass" (p. 389) Feb. 24; to Style, Revision and Compilation (p. 389) Feb. 24; reported with "revision corrections", which were adopted (pp. 461-468) Mar. 1; read second time (p. 468) Mar. 1; to Enrolling and Engrossing (p. 468) Mar. 1; reported with "revision corrections", which were adopted (p. 483) Mar. 2; read third time and passed (p. 488) Mar. 2; signed by President (p. 488) Mar. 2.

House Record: Read first time (H. J. p. 609) Mar. 3; read second time (H. J. p. 628) Mar. 4; to Judiciary, and to Agriculture and Irrigation (H. J. p. 628) Mar. 4; report of Committee on Judiciary (H. J. p. 647) Mar. 5; to Committee of Whole (H. J. p. 648) Mar. 5.

Died on calendar.

85 Read first time (p. 150) Feb. 2; to Methods of Business (p. 162) Feb. 3; committee report recommending "do pass" (p. 254) Feb. 12; to Committee of Whole (p. 254) Feb. 12.

(Pomeroy)

Died on calendar.

86 Read first time (p. 150) Feb. 2; to Appropriations (p. 162) Feb. 3; committee report recommending "do pass" (p. 228) Feb. 10; to Committee of Whole (p. 228) Feb. 10; committee report recommending "do pass" (p. 441) Feb. 27; to Style, Revision and Compilation (p. 442) Feb. 27; reported with "revision corrections", which were adopted (pp. 478-479) Mar. 2; read second time (p. 485) Mar. 2; to Enrolling and Engrossing (p. 485) Mar. 2; reported (p. 496) Mar. 3; read third time and passed (p. 499) Mar. 3; signed by President (p. 499) Mar. 3.

(Rienhardt)

House Record: Read first time (H. J. p. 616) Mar. 3; read second time (H. J. p. 628) Mar. 4; to Labor, and to Corporations (H. J. p. 628) Mar. 4; majority report of Committee on Labor recommending "do pass" (H. J. p. 673) Mar. 8; to Committee of Whole (H. J. p. 673) Mar. 8.

Died on calendar.

87 Read first time (p. 161) Feb. 3; to Judiciary (p. 168) Feb. 4; committee report recommending "do pass" (p. 227) Feb. 10; to Committee of Whole (p. 227) Feb. 10; committee report recommending "do pass" (p. 246) Feb. 12; to Style, Revision and Compilation (p. 247) Feb. 12; reported with "revision corrections", which were adopted (p. 313) Feb. 16; read second time (p. 323) Feb. 16; to Enrolling and Engrossing (p. 323) Feb. 16; reported (p. 334) Feb. 17; read third time and passed (p. 337) Feb. 17; signed by President (p. 337) Feb. 17.

(Patterson)

House Record: Read first time (H. J. p. 415) Feb. 17; read

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second time (H. J. p. 425) Feb. 18; to Judiciary, and to Highways and Bridges (H. J. p. 425) Feb. 18; report of Committee on Highways and Bridges recommending "do pass" (H. J. p. 469) Feb. 20; report of Committee on Judiciary (H. J. p. 682) Mar. 8; to Committee of Whole (H. J. p. 469) Feb. 20.

Died on calendar.

- 88 Read first time (p. 161) Feb. 3; to Judiciary (p. 168) Feb. 4; committee report recommending "do pass" (p. 348) Feb. 18; to Committee of Whole (p. 348) Feb. 18; committee report recommending "do pass" (p. 521) Mar. 5; placed under order second reading of bills (p. 523) Mar. 5; read second time (p. 533) Mar. 5; to Enrolling and Engrossing (p. 533) Mar. 5; reported with "revision corrections", which were adopted (pp. 554-555) Mar. 6; read third time and passed (p. 567) Mar. 8; signed by President (p. 567) Mar. 8.
- (Patterson)

House Record: Read first time (H. J. pp. 689-690) Mar. 8; read second time (H. J. p. 715) Mar. 9; to Corporations (H. J. p. 715) Mar. 9.

Died in committee.

- 89 Read first time (p. 161) Feb. 3; to Judiciary (p. 168) Feb. 4; committee report recommending "do pass" (p. 348) Feb. 18; to Committee of Whole (p. 348) Feb. 18; committee report recommending "do pass" (p. 521) Mar. 5; placed under order second reading of bills (p. 523) Mar. 5; read second time (p. 534) Mar. 5; to Enrolling and Engrossing (p. 534) Mar. 5; reported with "revision corrections", which were adopted (pp. 555-557) Mar. 7; certain amendments adopted (p. 565) Mar. 8; re-referred to Enrolling and Engrossing (p. 565) Mar. 8; reported (p. 613) Mar. 11; read third time and passed (p. 627) Mar. 11; signed by President (p. 627) Mar. 11.
- (Patterson)

House Record: Read first time (H. J. p. 776) Mar. 11.

Died on calendar.

- 90 Read first time (p. 161) Feb. 3; to State Institutions (p. 168) Feb. 4; committee report recommending "do not pass" (p. 391) Feb. 24; to Committee of Whole (p. 391) Feb. 24.
- (Wieden)

Died on calendar.

- 91 Read first time (p. 161) Feb. 3; to Highways and Bridges (p. 168) Feb. 4; committee report recommending "do pass" (p. 218) Feb. 9; to Committee of Whole (p. 219) Feb. 9.
- (Pomeroy)

Died on calendar.

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92 Read first time (errata) (p. 161) Feb. 3; rules suspended, and to Finance and Revenue (pp. 161-162) Feb. 3; committee report recommending "amendments" and "do pass" (pp. 170-172) Feb. 4; to Committee of Whole (p. 172) Feb. 4; committee report recommending "amendments", which were adopted, and "do pass" (pp. 222-223) Feb. 10; to Style, Revision and Compilation (p. 224) Feb. 10; reported with "revision corrections", which were adopted (pp. 354-356) Feb. 18; read second time (p. 354) Feb. 18; certain amendments adopted (errata) (pp. 354-356) Feb. 18; to Enrolling and Engrossing (p. 356) Feb. 18; reported with "revision corrections", which were adopted (p. 364) Feb. 19; read third time and passed (p. 366) Feb. 19; signed by President (p. 366) Feb. 19.

(Pomeroy)

House Record: Read first time (H. J. p. 466) Feb. 19; read second time (H. J. p. 462) Feb. 20; to County and County Affairs, and to Accounting and Business Methods (H. J. p. 462) Feb. 20; report of Committee on Accounting and Business Methods recommending "amendments" and "do pass" (H. J. p. 621) Mar. 4; report of Committee on County and County Affairs (H. J. p. 621) Mar. 4; to Committee of Whole (H. J. p. 621) Mar. 4.

Died on calendar.

93 Read first time (p. 162) Feb. 3; to Appropriations (p. 163) Feb. 4; majority committee report recommending "amendments" and "do pass" (pp. 227-228) Feb. 10; to Committee of Whole (p. 228) Feb. 10; committee report recommending "amendments", which were adopted, and "do pass" (p. 440) Feb. 27; to Style, Revision and Compilation (p. 440) Feb. 27; reported with "revision corrections", which were adopted (pp. 481-482) Mar. 2; read second time (p. 485) Mar. 2; to Enrolling and Engrossing (p. 485) Mar. 2; reported (p. 496) Mar. 3; read third time and passed (p. 499) Mar. 3; signed by President (p. 499) Mar. 3.

(Wieden)

House Record: Read first time (H. J. p. 616) Mar. 3; read second time (H. J. p. 628) Mar. 4; to Judiciary, and to Appropriations (H. J. p. 628) Mar. 4; report of Committee on Judiciary (H. J. p. 683) Mar. 8; to Committee of Whole (H. J. p. 683) Mar. 8.

Died on calendar.

94 Read first time (p. 167) Feb. 4; to Appropriations (p. 187) Feb. 5; committee report recommending "do pass" (p. 207) Feb. 8; to Committee of Whole (p. 207) Feb. 8; committee report recommending "do pass" (p. 223) Feb. 10; to Style, Revision and Compilation (p. 224) Feb. 10; reported correct (p. 271) Feb. 12; read second time (p. 273) Feb. 12; to Enrolling and Engrossing (p. 273) Feb. 12; reported (p. 275) Feb. 12; rules suspended, and

(Truman)

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placed under order third reading of bills (p. 275) Feb. 12; read third time and passed (p. 277) Feb. 12; signed by President (p. 277) Feb. 12.

House Record: Read first time (H. J. p. 364) Feb. 12; read second time (H. J. p. 376) Feb. 13; to County and County Affairs, and to Appropriations (H. J. p. 376) Feb. 13.

Died in committee.

- 95 Read first time (p. 167) Feb. 4; to Highways and Bridges (p. 187) Feb. 5; committee report recommending "do pass" (p. 218) Feb. 9; to Committee of Whole (p. 218) Feb. 9; committee report recommending "amendments", which were adopted, and "do pass" (p. 245) Feb. 12; to Style, Revision and Compilation (p. 246) Feb. 12; reported with "revision corrections", which were adopted (pp. 318-321) Feb. 16; read second time (p. 325) Feb. 16; certain amendments adopted (p. 325) Feb. 16; to Enrolling and Engrossing (p. 325) Feb. 16; reported with "revision corrections", which were adopted (p. 335) Feb. 17; read third time and passed (p. 338) Feb. 17; signed by President (p. 338) Feb. 17.

(Smith)

House Record: Read first time (H. J. p. 416) Feb. 17; read second time (H. J. p. 425) Feb. 18; to Highways and Bridges, to Corporations, and to Efficient Government (H. J. p. 425) Feb. 18; report of Committee on Highways and Bridges recommending "amendments" and "do pass" (H. J. p. 605) Mar. 3; to Committee of Whole (H. J. p. 605) Mar. 3.

Died on calendar.

- 96 Read first time (p. 167) Feb. 4; to Education (p. 187) Feb. 5; committee report recommending "do pass" (p. 206) Feb. 8; to Committee of Whole (p. 206) Feb. 8; committee report recommending "amendments", which were adopted, and "do pass" (p. 239) Feb. 11; to Style, Revision and Compilation (p. 240) Feb. 11; reported with "revision corrections", which were adopted (pp. 316-317) Feb. 16; read second time (p. 324) Feb. 16; to Enrolling and Engrossing (p. 324) Feb. 16; reported (p. 334) Feb. 17; read third time and passed (p. 338) Feb. 17; signed by President (p. 338) Feb. 17.

(Rienhardt)

House Record: Read first time (H. J. p. 416) Feb. 17; read second time (H. J. p. 425) Feb. 18; to Education, to Judiciary, and to County and County Affairs (H. J. p. 425) Feb. 18; report of Committee on Education recommending "do pass" (H. J. p. 654) Mar. 5; to Committee of Whole (H. J. p. 654) Mar. 5.

Died on calendar.

- 97 Read first time (p. 167) Feb. 4; to Livestock (p. 187) Feb.

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(Dalton) 5; committee report recommending "do pass" (p. 289) Feb. 16; to Committee of Whole (p. 289) Feb. 16.

Died on calendar.

98 Read first time (p. 167) Feb. 4; to Methods of Business (p. 187) Feb. 5; committee report recommending "do pass" (p. 229) Feb. 10; to Committee of Whole (p. 229) Feb. 10; committee report recommending "amendments", which were adopted, and "do pass" (p. 441) Feb. 27; to Style, Revision and Compilation (p. 442) Feb. 27; (Jones) reported with "revision corrections", which were adopted (p. 479) Mar. 2; read second time (p. 484) Mar. 2; certain amendments adopted (pp. 484-485) Mar. 2; to Enrolling and Engrossing (p. 485) Mar. 2; reported with "revision corrections", which were adopted (p. 503) Mar. 3; read third time and passed (p. 505) Mar. 3; signed by President (p. 506) Mar. 3.

House Record: Read first time (H. J. p. 627) Mar. 4; read second time (H. J. p. 643) Mar. 5; to Accounting and Business Methods (H. J. p. 643) Mar. 5; report of Committee on Accounting and Business Methods (H. J. p. 661) Mar. 6; to Committee of Whole (H. J. p. 661) Mar. 6.

Died on calendar.

99 Read first time (p. 167) Feb. 4; to Judiciary (p. 187) Feb. 5; committee report recommending "do pass" (p. 376) Feb. 20; to Committee of Whole (p. 376) Feb. 20; committee report recommending "do pass" (p. 521) Mar. 5; placed under order second reading of bills (p. 522) Mar. 5; read second time (p. 533) Mar. 5; to Enrolling and Engrossing (p. 533) Mar. 5; reported (p. 553) Mar. 6; read third time and passed (p. 570) Mar. 8; signed by President (p. 570) Mar. 8.

(Truman)

House Record: Read first time (H. J. p. 690) Mar. 8; read second time (H. J. p. 715) Mar. 9; to Ways and Means (H. J. p. 715) Mar. 9.

Died in committee.

100 Read first time (p. 186) Feb. 5; rules suspended and to Judiciary (p. 186) Feb. 5; committee report recommending "amendments" and "do pass" (p. 252) Feb. 12; to Committee of Whole (p. 253) Feb. 12; committee report recommending "amendments" and "do pass", which failed adoption (p. 399) Feb. 25; motion to refer to Style, Revision and Compilation adopted (p. 401) Feb. 25; reported with "revision corrections", which were adopted (pp. 459-460) Mar. 1; read second time (p. 469) Mar. 1; a certain amendment adopted (p. 469) (Rienhardt) Mar. 1; certain other amendments adopted (pp. 483-484) Mar. 2; to Enrolling and Engrossing (p. 484) Mar. 2;

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reported with "revision corrections", which were adopted (p. 495) Mar. 3; certain other amendment adopted (pp. 495-496) Mar. 3; re-referred to Enrolling and Engrossing (p. 496) Mar. 3; reported (errata) Mar. 3; read third time and passed (p. 498) Mar. 3; signed by President (p. 499) Mar. 3; House amendments concurred in (p. 678) Mar. 13.

House Record: Read first time (H. J. p. 616) Mar. 3; read second time (H. J. p. 629) Mar. 4; to County and County Affairs, and to Ways and Means (H. J. p. 629) Mar. 4; report of Committee on County and County Affairs (H. J. p. 669) Mar. 6; report of Committee on Ways and Means (H. J. p. 743) Mar. 10; to Committee of Whole (H. J. p. 669) Mar. 6; Committee of Whole report recommending "be laid on table" (H. J. p. 834) Mar. 11; recommendation be laid on table failed adoption (H. J. pp. 834-835) Mar. 11; re-referred Committee of Whole (H. J. p. 835) Mar. 11; Committee of Whole report recommending "amendments" and "do pass" (H. J. p. 835) Mar. 11; to Enrolling and Engrossing (H. J. p. 835) Mar. 11; reported by Enrolling and Engrossing (H. J. p. 836) Mar. 11; read third time and passed (H. J. p. 837) Mar. 11; signed by Speaker (H. J. p. 838) Mar. 11.

101 Read first time (p. 186) Feb. 5; to Public Health (p. 204) Feb. 8; committee report recommending "amendments" and "do pass" (p. 393) Feb. 24; to Committee of Whole (p. 393) Feb. 24.

Died on calendar.

102 Read first time (errata) (p. 186) Feb. 5; rules suspended, and to Judiciary (p. 186) Feb. 5; committee report recommending "do pass" (p. 227) Feb. 10; to Committee of Whole (p. 227) Feb. 10; committee report recommending "do pass" (p. 246) Feb. 12; to Style, Revision and Compilation (p. 247) Feb. 12; reported with "revision corrections", which were adopted (p. 315) Feb. 16; read second time (p. 324) Feb. 16; to Enrolling and Engrossing (p. 324) Feb. 16; reported (p. 334) Feb. 17; read third time and passed without adoption emergency (p. 337) Feb. 17; signed by President (p. 342) Feb. 17.

House Record: Read first time (H. J. p. 416) Feb. 17; read second time (H. J. p. 425) Feb. 18; to Judiciary (H. J. p. 425) Feb. 18.

Died in committee.

103 Read first time (p. 187) Feb. 5; to Judiciary (p. 204) Feb. 8; committee report recommending "do pass" (p. 574) Mar. 8; to Committee of Whole (p. 574) Mar. 8.

## Number

Died on calendar.

- 104 Read first time (p. 202) Feb. 8; to Municipalities (p. 216) Feb. 9; committee report recommending "do pass" (p. 231) Feb. 10; to Committee of Whole (p. 231) Feb. 10.  
(Baker)

Died on calendar.

- 105 Read first time (p. 202) Feb. 8; to Finance and Revenue (p. 216) Feb. 9; committee report recommending "do pass" (p. 248) Feb. 12; to Committee of Whole (p. 248) Feb. 12; committee report recommending "amendments", which were adopted, and "do pass" (p. 520) Mar. 5; placed under order second reading of bills (p. 522) Mar. 5; read second time (p. 532) Mar. 5; to Enrolling and Engrossing (p. 532) Mar. 5; reported (p. 552) Mar. 6; read third time and passed (p. 566) Mar. 8; signed by President (p. 566) Mar. 8.  
(Hunt)

House Record: Read first time (H. J. p. 690) Mar. 8; read second time (H. J. p. 715) Mar. 9; to Accounting and Business Methods (H. J. p. 715) Mar. 9; report of Committee on Accounting and Business Methods (H. J. p. 743) Mar. 10; to Committee of Whole (H. J. p. 743) Mar. 10.

Died on calendar.

- 106 Read first time (p. 202) Feb. 8; to Highways and Bridges (p. 216) Feb. 9; committee report recommending "do pass" (p. 254) Feb. 12; to Committee of Whole (p. 255) Feb. 12; committee report recommending "do pass" (p. 520) Mar. 5; placed under order second reading of bills (p. 522) Mar. 5; read second time (p. 532) Mar. 5; rules suspended, and placed under order third reading of bills (p. 533) Mar. 5; to Enrolling and Engrossing (p. 533) Mar. 5; reported with "revision corrections", which were adopted (pp. 557-558) Mar. 6; read third time and passed (p. 564) Mar. 8; signed by President (p. 564) Mar. 8.  
(Moore and Rienhardt)

House Record: Read first time (H. J. p. 690) Mar. 8; read second time (H. J. p. 715) Mar. 9; to Committee of Whole (H. J. p. 715) Mar. 9.

Died on calendar.

- 107 Read first time (p. 202) Feb. 8; to Judiciary (p. 216) Feb. 9.  
(McEachren)

Died in committee.

- 108 Read first time (p. 202) Feb. 8; to Judiciary (p. 216) Feb. 9.  
(McEachren)

## Number

Died in committee.

109 Read first time (p. 203) Feb. 8; to Banking and Insurance (p. 217) Feb. 9; committee report recommending "amendments" and "do pass" (p. 288) Feb. 16; to Committee of Whole (p. 288) Feb. 16; committee report recommending "be indefinitely postponed" (p. 597) Mar. 10; indefinitely postponed (p. 599) Mar. 10.

110 Read first time (p. 203) Feb. 8; to Banking and Insurance (p. 217) Feb. 9; committee report recommending "do pass" (p. 288) Feb. 16; to Committee of Whole (p. 288) Feb. 16; committee report recommending "do pass" (p. 597) Mar. 10; placed under order second reading of bills (p. 600) Mar. 10; read second time (p. 601) Mar. 10; to Enrolling and Engrossing (p. 601) Mar. 10; reported with "revision corrections", which were adopted (p. 614) Mar. 11; read third time and passed (p. 626) Mar. 11; signed by President (p. 626) Mar. 11.

House Record: Read first time (H. J. p. 776) Mar. 11.

Died on calendar.

111 Read first time (p. 203) Feb. 8; to Banking and Insurance (p. 217) Feb. 9; committee report recommending "do pass" (p. 288) Feb. 16; to Committee of Whole (p. 288) Feb. 16; committee report recommending "do pass" (p. 597) Mar. 10; placed under order second reading of bills (p. 600) Mar. 10; read second time (p. 601) Mar. 10; to Enrolling and Engrossing (p. 601) Mar. 10; reported with "revision corrections", which were adopted (p. 619) Mar. 11; read third time and passed (p. 627) Mar. 11; signed by President (p. 627) Mar. 11.

House Record: Read first time (H. J. p. 776) Mar. 11.

Died on calendar.

112 Read first time (p. 203) Feb. 8; to Banking and Insurance (p. 217) Feb. 9; committee report recommending "do pass" (p. 381) Feb. 23; to Committee of Whole (p. 381) Feb. 23; committee report recommending "do pass" (p. 521) Mar. 5; placed under order second reading of bills (p. 522) Mar. 5; read second time (p. 533) Mar. 5; to Enrolling and Engrossing (p. 533) Mar. 5; reported with "revision corrections", which were adopted (pp. 552-553) Mar. 6; read third time and passed (p. 567) Mar. 8; signed by President (p. 568) Mar. 8.

House Record: Read first time (H. J. p. 690) Mar. 8; read second time (H. J. p. 715) Mar. 9; to Banking and Insurance (H. J. p. 715) Mar. 9; report of Committee on Banking and Insurance recommending "do pass" (H. J. p. 744) Mar. 10; to Committee of Whole (H. J. p.

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- 744) Mar. 10; Committee of Whole report recommending "do pass" (H. J. p. 834) Mar. 11; placed under order third reading of bills (H. J. p. 835) Mar. 11; read third time and passed (H. J. p. 836) Mar. 11; signed by Speaker (H. J. p. 837) Mar. 11.
- 113 Read first time (p. 203) Feb. 8; to Banking and Insurance (p. 217) Feb. 9; committee report recommending "do pass" (p. 288) Feb. 16; to Committee of Whole (p. 288) Feb. 16; committee report recommending "do pass" (p. 597) Mar. 10; placed under order second reading of bills (p. 600) Mar. 10; read second time (p. 601) Mar. 10; to Enrolling and Engrossing (p. 601) Mar. 10; reported (p. 620) Mar. 11; read third time and passed (p. 626) Mar. 11; signed by President (p. 626) Mar. 11.
- (Patterson)
- House Record: Read first time (H. J. p. 776) Mar. 11.
- Died on calendar.
- 114 Read first time (p. 203) Feb. 8; to Appropriations (p. 217) Feb. 9; committee report recommending "do pass" (p. 290) Feb. 16; to Committee of Whole (p. 290) Feb. 16.
- (McEachren)
- Died on calendar.
- 115 Read first time (p. 203) Feb. 8; rules suspended and to Appropriations (p. 203) Feb. 8; committee report recommending "do pass" (p. 290) Feb. 16; to Committee of Whole (p. 291) Feb. 16; committee report recommending "do pass" (p. 438) Feb. 27; to Style, Revision and Compilation (p. 441) Feb. 27; reported correct (p. 479) Mar. 2; read second time (p. 485) Mar. 2; to Enrolling and Engrossing (p. 485) Mar. 2; reported (p. 496) Mar. 3; read third time and passed (p. 497) Mar. 3; signed by President (p. 497) Mar. 3; House amendments concurred in (pp. 632-633) Mar. 11; signed by President (p. 633) Mar. 11.
- (Patterson)
- House Record: Read first time (H. J. p. 616) Mar. 3; read second time (H. J. p. 629) Mar. 4; to Appropriations, and to Banking and Insurance (H. J. p. 629) Mar. 4; report of Committee on Appropriations recommending "do pass" (H. J. p. 640) Mar. 5; to Committee of Whole (H. J. p. 640) Mar. 5; Committee of Whole report recommending "amendments" and "do pass" (H. J. p. 745) Mar. 10; to Enrolling and Engrossing (H. J. p. 747) Mar. 10; reported by Enrolling and Engrossing (H. J. p. 750) Mar. 11; read third time and passed (H. J. p. 758) Mar. 11; signed by Speaker (H. J. p. 758) Mar. 11.
- 116 Read first time (p. 203) Feb. 8; to Appropriations (p. 217) Feb. 9.
- (Pomeroy)
- Died in committee.

## Number

117 Read first time (p. 213) Feb. 8; to Agriculture and Irrigation (p. 217) Feb. 9; committee report recommending "do pass" (p. 295) Feb. 16; to Committee of Whole (p. 295) Feb. 16; committee report recommending "amendments", which were adopted, and "do pass" (pp. 438-440) Feb. 27; to Style, Revision and Compilation (p. 441) Feb. 27; reported with "revision corrections", which were adopted (pp. 511-514) Mar. 4; read second time (p. 515) Mar. 4; a certain amendment adopted (p. 515) Mar. 4; to Enrolling and Engrossing (p. 515) Mar. 4; reported (p. 531) Mar. 5; read third time and passed (p. 534) Mar. 5; signed by President (p. 534) Mar. 5.

(Jones)

House Record: Read first time (H. J. p. 656) Mar. 5; read second time (H. J. p. 664) Mar. 6; to Agriculture and Irrigation, to County and County Affairs, and to Efficient Government (H. J. p. 664) Mar. 6; report of Committee on County and County Affairs (H. J. p. 669) Mar. 6; to Committee of Whole (H. J. p. 669) Mar. 6.

Died on calendar.

118 Read first time (p. 214) Feb. 8; rules suspended and to Methods of Business (p. 214) Feb. 8; committee report recommending "do pass" (p. 229) Feb. 10; to Committee of Whole (p. 230) Feb. 10; committee report recommending "amendments", which were adopted, and "do pass" (p. 334) Feb. 18; to Style, Revision and Compilation (p. 346) Feb. 18; reported correct (p. 362) Feb. 19; read second time (p. 365) Feb. 19; to Enrolling and Engrossing (p. 365) Feb. 19; reported with "revision correction", which was adopted (p. 382) Feb. 23; read third time and passed (p. 384) Feb. 23; signed by President (p. 384) Feb. 23; action of passage reconsidered (pp. 424-425) Feb. 25; certain amendments adopted (pp. 432-433) Feb. 26; to Enrolling and Engrossing (p. 433) Feb. 26; reported (p. 451) Feb. 27; certain amendments adopted (p. 469) Mar. 1; certain other amendment failed adoption (p. 470) Mar. 1; reported by Enrolling and Engrossing (p. 482) Mar. 2; read third time and passed without adoption emergency (p. 488) Mar. 2; signed by President (p. 488) Mar. 2.

(Kelly)

House Record: Read first time (H. J. p. 500) Feb. 23; read second time (H. J. p. 510) Feb. 24; to Judiciary (H. J. p. 510) Feb. 24; report of Committee on Judiciary (H. J. p. 515) Feb. 24; to Committee of Whole (H. J. p. 515) Feb. 24; returned to Senate upon request (H. J. p. 529) Feb. 25; read first time (H. J. p. 609) Mar. 3; read second time (H. J. p. 629) Mar. 4; motion to place on Calendar of Committee of Whole failed adoption (H. J. p. 629) Mar. 4; to Efficient Government (H. J. p. 629) Mar. 4; report of Committee on Efficient Government (H. J. p. 675) Mar. 8; to Committee of Whole (H. J. p. 675) Mar. 8.

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Died on calendar.

- 119 Read first time (p. 215) Feb. 9; to Appropriations (p. 225) Feb. 10; committee report recommending "amendments" and "do pass" (p. 290) Feb. 16; to Committee of Whole (p. 290) Feb. 16.

Died on calendar.

- 120 Read first time (p. 216) Feb. 9; to Agriculture and Irrigation (p. 225) Feb. 10; committee report recommending "do pass" (p. 253) Feb. 12; to Committee of Whole (p. 253) Feb. 12; committee report recommending "do pass" (p. 389) Feb. 24; to Style, Revision and Compilation (p. 389) Feb. 24; reported with "revision corrections", which were adopted (pp. 430-431) Feb. 26; read second time (p. 432) Feb. 26; to Enrolling and Engrossing (p. 432) Feb. 26; reported with "revision corrections", which were adopted (p. 451) Feb. 27; read third time and passed (pp. 452-453) Feb. 27; signed by President (p. 453) Feb. 27.

House Record: Read first time (H. J. p. 562) Feb. 27; read second time (H. J. p. 571) Mar. 1; to Agriculture and Irrigation, and to Public Lands (H. J. p. 571) Mar. 1; report of Committee on Public Lands recommending "do pass" (H. J. p. 646) Mar. 5; to Committee of Whole (H. J. p. 646) Mar. 5.

Died on calendar.

- 121 Read first time (p. 216) Feb. 9; to Public Health (p. 225) Feb. 10; committee report recommending "do pass" (p. 392) Feb. 24; to Committee of Whole (p. 392) Feb. 24.

Died on calendar.

- 122 Read first time (p. 216) Feb. 9; to Public Health (p. 225) Feb. 10; committee report recommending "do pass" (p. 392) Feb. 24; to Committee of Whole (p. 392) Feb. 24.

Died on calendar.

- 123 Read first time (p. 216) Feb. 9; to Labor and Capital (p. 225) Feb. 10; committee report recommending "do pass" (p. 360) Feb. 19; to Committee of Whole (p. 360) Feb. 19.

Died on calendar.

- 124 Read first time (p. 224) Feb. 10; to Appropriations (p. 241) Feb. 11; committee report recommending "amendments" and "do pass" (p. 361) Feb. 19; to Committee of Whole (p. 362) Feb. 19; committee report recommending

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(Jones) "amendments", which were adopted, and "do pass" (p. 521) Mar. 5; placed under order second reading of bills (p. 523) Mar. 5; read second time (p. 533) Mar. 5; to Enrolling and Engrossing (p. 533) Mar. 5; reported with "revision corrections", which were adopted (p. 555) Mar. 7; read third time and passed (p. 565) Mar. 8; signed by President (p. 566) Mar. 8.

House Record: Read first time (H. J. p. 690) Mar. 8; read second time (H. J. p. 715) Mar. 9; to Appropriations (H. J. p. 715) Mar. 9; report of Committee on Appropriations recommending "do pass" (H. J. p. 739) Mar. 10; to Committee of Whole (H. J. p. 739) Mar. 10; Committee of Whole report recommending "be indefinitely postponed" (H. J. p. 848) Mar. 12; recommendation failed adoption (H. J. pp. 849-850) Mar. 12; motion to place under order third reading of bills failed adoption (H. J. p. 850) Mar. 12; motion "be laid on the table" adopted (H. J. p. 850) Mar. 12.

125 Read first time (p. 224) Feb. 10; rules suspended, and to Finance and Revenue (p. 225) Feb. 10; committee report recommending "do pass" (p. 295) Feb. 16; to Committee of Whole (p. 295) Feb. 16; committee report recommending "do pass" (p. 359) Feb. 19; to Style, Revision and Compilation (p. 359) Feb. 19; reported correct (p. 382) Feb. 23; read second time (p. 383) Feb. 23; to Enrolling and Engrossing (p. 383) Feb. 23; reported (p. 393) Feb. 24; read third time and passed (p. 394) Feb. 24; signed by President (p. 394) Feb. 24.

(Pomeroy)

House Record: Read first time (H. J. p. 518) Feb. 24; read second time (H. J. p. 525) Feb. 25; to Judiciary, to Ways and Means, and to County and County Affairs (H. J. p. 525) Feb. 25; report of Committee on Ways and Means recommending "amendments" and "do pass" (H. J. p. 655) Mar. 5; report of Committee on Judiciary (H. J. p. 742) Mar. 10; to Committee of Whole (H. J. p. 655) Mar. 5.

Died on calendar.

126 Read first time (p. 225) Feb. 10; to Municipalities (p. 241) Feb. 11; committee report recommending "do pass" (p. 248) Feb. 12; to Committee of Whole (p. 248) Feb. 12; committee report recommending "do pass" (p. 440) Feb. 27; to Style, Revision and Compilation (p. 442) Feb. 27; reported correct (p. 478) Mar. 2; read second time (p. 486) Mar. 2; to Enrolling and Engrossing (p. 486) Mar. 2; reported (p. 496) Mar. 3; read third time and passed (p. 498) Mar. 3; signed by President (p. 498) Mar. 3.

(Wiltbank)

House Record: Read first time (H. J. p. 616) Mar. 3; read second time (H. J. p. 629) Mar. 4; to County and County Affairs, and to Judiciary (H. J. p. 629) Mar. 4.

Died in committee.

## Number

127 Read first time (p. 225) Feb. 10; to Judiciary (p. 241) Feb. 11; committee report recommending "do pass" (p. 476) (Pomeroy) Mar. 2; to Committee of Whole (p. 476) Mar. 2.

Died on calendar.

128 Read first time (p. 235) Feb. 10; rules suspended and to (Smith) Judiciary (p. 235) Feb. 10.

Died in committee.

129 Read first time (p. 240) Feb. 11; to Municipalities (p. 248) Feb. 12; committee report recommending "do pass" (p. 286) Feb. 16; to Committee of Whole (p. 286) Feb. 16; committee report recommending "do pass" (p. 472) Mar. 2; to Style, Revision and Compilation (p. 473) Mar. 2; (Truman) reported correct (p. 531) Mar. 5; read second time (p. 531) Mar. 5; rules suspended, and placed under order third reading of bills (p. 531) Mar. 5; to Enrolling and Engrossing (p. 531) Mar. 5; reported (p. 555) Mar. 6; read third time and passed (p. 571) Mar. 8; signed by President (p. 571) Mar. 8.

House Record: Read first time (H. J. p. 690) Mar. 8; read second time (H. J. p. 715) Mar. 9; to Ways and Means, and to Public Health (H. J. p. 715) Mar. 9.

Died in committee.

130 Read first time (p. 240) Feb. 11; to Banking and Insurance (p. 248) Feb. 12; committee report recommending (Truman) "amendments" and "do pass" (p. 404) Feb. 25; to Committee of Whole (p. 404) Feb. 25.

Died on calendar.

131 Read first time (p. 240) Feb. 11; to Public Health (p. 248) Feb. 12; committee report recommending "do pass" (p. (Truman) 391) Feb. 24; to Committee of Whole (p. 392) Feb. 24.

Died on calendar.

132 Read first time (p. 240) Feb. 11; rules suspended and to Judiciary (p. 240) Feb. 11; committee report recommending (Rienhardt) "do pass" (p. 476) Mar. 2; to Committee of Whole (p. 476) Mar. 2; motion to withdraw and place under order second reading of bills failed adoption (p. 639) Mar. 11.

Died on calendar.

133 Read first time (p. 240) Feb. 11; to Judiciary (p. 248) Feb. 12; committee report recommending "do pass" (p. 421) (Stanton) Feb. 25; to Committee of Whole (p. 421) Feb. 25.

Died on calendar.

## Number

134 Read first time (p. 241) Feb. 11; to Education (p. 248) Feb. 12; committee report recommending "do pass" (p. 443) (Kelly) Feb. 27; to Committee of Whole (p. 443) Feb. 27.

Died on calendar.

135 Read first time (p. 247) Feb. 12; to Judiciary (p. 286) Feb. 16; committee report recommending "do pass" (p. 613) (Truman) Mar. 11; to Committee of Whole (p. 613) Mar. 11.

Died on calendar.

136 Read first time (p. 247) Feb. 12; to Appropriations (p. 286) Feb. 16; committee report recommending "do pass" (p. 447) (Pomeroy) Feb. 27; to Committee of Whole (p. 447) Feb. 27.

Died on calendar.

137 Read first time (p. 247) Feb. 12; to Labor and Capital (p. 286) Feb. 16; committee report recommending "be referred to Judiciary" (p. 361) Feb. 19; to Judiciary (p. 361) (Patterson) Feb. 19; committee report recommending "do pass" (p. 377) Feb. 20; to Committee of Whole (p. 377) Feb. 20.

Died on calendar.

138 Read first time (p. 283) Feb. 16; rules suspended, and to Judiciary (p. 283) Feb. 16; committee report recommending "do pass" (p. 444) Feb. 27; to Committee of Whole (p. 444) (Rienhardt) Feb. 27; committee report recommending "do pass" (p. 520) Mar. 5; placed under order second reading of bills (p. 522) Mar. 5; read second time (p. 532) Mar. 5; rules suspended, and placed under order third reading of bills (p. 532) Mar. 5; to Enrolling and Engrossing (p. 532) Mar. 5; read third time and passed (p. 570) Mar. 8; signed by President (p. 570) Mar. 8.

House Record: Read first time (H. J. p. 690) Mar. 8; read second time (H. J. p. 715) Mar. 9; to Highways and Bridges (H. J. p. 715) Mar. 9.

Died in committee.

139 Read first time (p. 283) Feb. 16; to Agriculture and Irrigation (p. 331) Feb. 17; committee report recommending "do pass" (p. 360) Feb. 19; to Committee of Whole (p. 360) (Baker) Feb. 19; committee report recommending "do pass" (p. 472) Mar. 2; to Style, Revision and Compilation (p. 473) Mar. 2; reported with "revision corrections", which were adopted (pp. 528-530) Mar. 5; read second time (p. 532) Mar. 5; to Enrolling and Engrossing (p. 532) Mar. 5; reported with "revision corrections", which were adopted (p. 552) Mar. 7; read third time

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and passed (p. 567) Mar. 8; signed by President (p. 567) Mar. 8.

House Record: Read first time (H. J. p. 690) Mar. 8; read second time (H. J. p. 715) Mar. 9; to Agriculture and Irrigation (H. J. p. 715) Mar. 9; report of Committee on Agriculture and Irrigation recommending "do pass" (H. J. p. 720) Mar. 9; to Committee of Whole (H. J. p. 720) Mar. 9; Committee of Whole report recommending "do pass" (H. J. p. 835) Mar. 11; placed under order third reading of bills (H. J. p. 835) Mar. 11; read third time and passed (H. J. p. 837) Mar. 11; signed by Speaker (H. J. p. 837) Mar. 11.

140 Read first time (p. 284) Feb. 16; to Judiciary (p. 331) Feb. 17; committee report recommending "do pass" (p. 375) (Pomeroy) Feb. 20; to Committee of Whole (p. 375) Feb. 20.

Died on calendar.

141 Read first time (p. 284) Feb. 16; to Banking and Insurance (Baker) (p. 331) Feb. 17.

Died in committee.

142 Read first time (p. 284) Feb. 16; to Education (p. 331) Feb. (Pomeroy) 17.

Died in committee.

143 Read first time (p. 284) Feb. 16; to Education (p. 331) Feb. (Pomeroy) 17.

Died in committee.

144 Read first time (p. 284) Feb. 16; to Education (p. 331) Feb. (Pomeroy) 17.

Died in committee.

145 Read first time (p. 284) Feb. 16; to Education (p. 331) Feb. (Committee 17.

on  
Education)

Died in committee.

146 Read first time (p. 285) Feb. 16; to Education (p. 331) Feb. (Pomeroy) 17.

Died in committee.

147 Read first time (p. 285) Feb. 16; to Education (p. 331) Feb. (Pomeroy) 17.

Died in committee.

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148 Read first time (p. 285) Feb. 16; to Education (p. 331) Feb. (Pomeroy) 17.

Died in committee.

149 Read first time (p. 285) Feb. 16; to Finance and Revenue (p. 331) Feb. 17; committee report recommending "do pass" (p. 376) Feb. 20; rules suspended and placed under order second reading of bills (p. 376) Feb. 20; read second time (p. 377) Feb. 20; to Enrolling and Engrossing (p. 377) Feb. 20; reported with "revision corrections", which were adopted (p. 382) Feb. 23; read third time and passed (p. 384) Feb. 23; signed by President (p. 384) Feb. 23; House amendments concurred in (p. 493) Mar. 3; signed by President (p. 493) Mar. 3.

(Committee on Judiciary)

House Record: Read first time (H. J. p. 500) Feb. 23; rules suspended, and placed under order second reading of bills (H. J. p. 500) Feb. 23; read second time (H. J. p. 501) Feb. 23; to Judiciary (H. J. p. 501) Feb. 23; report of Committee on Judiciary recommending "amendments" (H. J. pp. 554-555) Feb. 27; to Committee of Whole (H. J. p. 555) Feb. 27; Committee of Whole report recommending "amendments" and "do pass" (H. J. pp. 577-578) Mar. 1; to Enrolling and Engrossing (H. J. p. 579) Mar. 1; reported by Enrolling and Engrossing with "revision correction", which was adopted (H. J. p. 581) Mar. 2; read third time and passed (H. J. p. 591) Mar. 2; signed by Speaker (H. J. p. 591) Mar. 2.

150 Read first time (p. 329) Feb. 17; to Finance and Revenue (p. 347) Feb. 18; committee report recommending "do not pass" (p. 376) Feb. 20; to Committee of Whole (p. 376) Feb. 20.

(Wiltbank)

Died on calendar.

151 Read first time (p. 329) Feb. 17; to Finance and Revenue (p. 347) Feb. 18; committee report recommending "do pass" (p. 375) Feb. 20; to Committee of Whole (p. 375) Feb. 20.

(Wiltbank)

Died on calendar.

152 Read first time (p. 329) Feb. 17; to Judiciary (p. 347) Feb. 18; committee report recommending "do pass" (p. 391) Feb. 24; to Committee of Whole (p. 391) Feb. 24.

(Baker)

Died on calendar.

153 Read first time (p. 330) Feb. 17; to Methods of Business (p. 347) Feb. 18; committee report recommending "do pass" (p. 455) Mar. 1; to Committee of Whole (p. 455) Mar. 1.

(Angius)

Died on calendar.

## Number

154 Read first time (p. 330) Feb. 17; to Judiciary (p. 347) Feb. 18; committee report recommending "do pass" (p. 549) (Pomeroy) Mar. 7; to Committee of Whole (p. 549) Mar. 7.

Died on calendar.

155 Read first time (p. 330) Feb. 17; to Appropriations (p. 347) (Pomeroy) Feb. 18.

Died in committee.

156 Read first time (p. 330) Feb. 17; to Highways and Bridges (Committee (p. 347) Feb. 18; committee report recommending "do on Highways pass" (p. 362) Feb. 19; to Committee of Whole (p. 362) and Bridges) Feb. 19.

Died on calendar.

157 Read first time (p. 330) Feb. 17; rules suspended and to (Baker) Judiciary (p. 330) Feb. 17.

Died in committee.

158 Read first time (p. 330) Feb. 17; to Finance and Revenue (p. 348) Feb. 18; committee report recommending "do not pass" (p. 375) Feb. 20; to Committee of Whole (p. 375) (Angius) Feb. 20; motion to consider today failed adoption (p. 514) Mar. 4.

Died on calendar.

159 Read first time (p. 346) Feb. 18; to Highways and Bridges (p. 359) Feb. 19; committee report recommending "do (Smith) pass" (p. 381) Feb. 23; to Committee of Whole (p. 381) Feb. 23.

Died on calendar.

160 Read first time (p. 346) Feb. 18; to Judiciary (p. 360) Feb. 19; committee report recommending "do pass" (p. 392) Feb. 24; to Committee of Whole (p. 392) Feb. 24; committee report recommending "amendments", which were (Angius and Babbitt) adopted, and "do pass" (pp. 537-542) Mar. 7; placed under order second reading of bills (p. 544) Mar. 7; read second time (p. 559) Mar. 7; to Enrolling and Engrossing (p. 559) Mar. 7.

Died in committee.

161 Read first time (p. 346) Feb. 18; to Appropriations (p. 360) Feb. 19; committee report recommending "amendments" and "do pass" (pp. 494-495) Mar. 3; to Committee of (Wiltbank) Whole (p. 495) Mar. 3; committee report recommending "amendments", which were adopted, and "do pass"

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(p. 599) Mar. 10; placed under order second reading of bills (p. 600) Mar. 10; read second time (p. 603) Mar. 10; to Enrolling and Engrossing (p. 603) Mar. 10; reported with "revision correction", which was adopted (p. 680) Mar. 13.

Died on calendar.

162 Read first time (p. 347) Feb. 18; rules suspended and to Finance and Revenue (p. 347) Feb. 18; committee report recommending "do pass" (p. 375) Feb. 20; to Committee of Whole (p. 375) Feb. 20; committee report recommending "amendments", which were adopted (pp. 399-400) Feb. 25; to Style, Revision and Compilation (p. 401) Feb. 25.

Died in committee.

163 Read first time (p. 359) Feb. 19; rules suspended and to Municipalities (p. 359) Feb. 19; committee report recommending "do pass" (p. 374) Feb. 20; to Committee of Whole (p. 375) Feb. 20.

Died on calendar.

164 Read first time (p. 372) Feb. 20; to Judiciary (p. 380) Feb. 23; committee report recommending "do pass" (p. 510) Mar. 4; to Committee of Whole (p. 510) Mar. 4; motion to withdraw and place under order second reading of bills failed adoption (p. 639) Mar. 11.

Died on calendar.

165 Read first time (p. 372) Feb. 20; to Judiciary (p. 381) Feb. 23.

Died in committee.

166 Read first time (p. 373) Feb. 20; to Judiciary (p. 381) Feb. 23.

Died in committee.

167 Read first time (p. 374) Feb. 20; to Finance and Revenue (p. 381) Feb. 23; committee report recommending "do pass" (p. 393) Feb. 24; to Committee of Whole (p. 393) Feb. 24.

Died on calendar.

168 Read first time (p. 374) Feb. 20; to Finance and Revenue (p. 381) Feb. 23; committee report recommending "do pass" (p. 405) Feb. 25; to Committee of Whole (p. 405) Feb. 25; committee report recommending "do pass" (p. 542) Mar. 7; placed under order second reading of bills (p. 545) Mar. 7; read second time (p. 559) Mar. 7; to Enrolling and Engrossing (p. 559) Mar. 7.

(Patterson  
and Keefe)

## Number

Died in committee.

- 169 Read first time (p. 380) Feb. 23; to Public Health (p. 390) Feb. 24; committee report recommending "do pass" (p. 405) Feb. 25; to Committee of Whole (p. 405) Feb. 25.  
(Truman)

Died on calendar.

- 170 Read first time (p. 380) Feb. 23; to Appropriations (p. 390) Feb. 24; committee report recommending "do not pass" (p. 447) Feb. 27; to Committee of Whole (p. 447) Feb. 27.  
(Stanton)

Died on Calendar.

- 171 Read first time (p. 380) Feb. 23; rules suspended and placed under order second reading of bills (p. 380) Feb. 23; read second time (p. 383) Feb. 23; to Enrolling and Engrossing (p. 383) Feb. 23; reported with "revision corrections", which were adopted (p. 394) Feb. 24; read third time and passed (p. 394) Feb. 24; signed by President (p. 394) Feb. 24.  
(Angius)

House Record: Read first time (H. J. p. 519) Feb. 24; read second time (H. J. p. 525) Feb. 25; to County and County Affairs and to Efficient Government (H. J. p. 525) Feb. 25; report of committee on Efficient Government (H. J. p. 641) Mar. 5; report of committee on County and County Affairs (H. J. p. 661) Mar. 6; to Committee of Whole (H. J. p. 641) Mar. 5.

Died on calendar.

- 172 Read first time (p. 380) Feb. 23; to Judiciary (p. 390) Feb. 24.  
(Jones)

Died in committee.

- 173 Read first time (p. 380) Feb. 23; to Finance and Revenue (p. 390) Feb. 24; committee report recommending "do pass" (p. 404) Feb. 25; to Committee of Whole (p. 404) Feb. 25; committee report recommending "do pass" (p. 544) Mar. 7; placed under order second reading of bills (p. 545) Mar. 7; read second time (p. 560) Mar. 7; to Enrolling and Engrossing (p. 560) Mar. 7; reported with "revision corrections", which were adopted (pp. 576-577) Mar. 8; read third time and passed (p. 579) Mar. 8; signed by President (p. 579) Mar. 8.  
(Jones)

House Record: Read first time (H. J. p. 714) Mar. 9; read second time (H. J. p. 740) Mar. 10; to Ways and Means (H. J. p. 740) Mar. 10.

Died in committee.

## Number

174 Read first time (p. 380) Feb. 23; to Appropriations (p. 390) Feb. 24; committee report recommending "do pass" (p. 611) Mar. 11; to Committee of Whole (p. 611) Mar. 11.  
(Smith)

Died on calendar.

175 Read first time (p. 385) Feb. 23; rules suspended, and to Appropriations (p. 385) Feb. 23.  
(Pomeroy,  
Jones and  
Wiltbank)

Died in committee.

176 Read first time (p. 390) Feb. 24; to Agriculture and Irrigation (p. 403) Feb. 25; committee report recommending "do pass" (p. 448) Feb. 27; to Committee of Whole (p. 448) Feb. 27.  
(Truman  
and Jones)

Died on calendar.

177 Read first time (p. 402) Feb. 25; rules suspended, and to Judiciary (p. 402) Feb. 25; committee report recommending "amendments" and "do pass" (p. 503) Mar. 3; to Committee of Whole (p. 503) Mar. 3.  
(Truman)

Died on calendar.

178 Read first time (p. 402) Feb. 25; rules suspended, and to Public Lands (p. 402) Feb. 25; committee report recommending "do pass" (p. 432) Feb. 26; to Committee of Whole (p. 432) Feb. 26.  
(Wiltbank)

Died on calendar.

179 Read first time (p. 402) Feb. 25; rules suspended, and to Public Lands (p. 402) Feb. 25; committee report recommending "do pass" (p. 430) Feb. 26; to Committee of Whole (p. 430) Feb. 26.  
Wiltbank)

Died on calendar.

180 Read first time (p. 402) Feb. 25; to Judiciary (p. 429) Feb. 26; committee report recommending "do pass" (p. 443) Feb. 27; to Committee of Whole (p. 444) Feb. 27; withdrawn and placed under order second reading of bills (p. 639) Mar. 11; read second time (p. 639) Mar. 11; rules further suspended and placed under order third reading of bills today (p. 639) Mar. 11; to Enrolling and Engrossing (p. 639) Mar. 11.  
(Rienhardt)

Died in committee.

181 Read first time (p. 402) Feb. 25; rules suspended, and to Highways and Bridges (p. 402) Feb. 25; committee re-

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- (Smith) port recommending "do pass" (p. 430) Feb. 26; to Committee of Whole (p. 430) Feb. 26.
- Died on calendar.
- 182 Read first time (p. 402) Feb. 25; rules suspended, and to Judiciary (p. 403) Feb. 25; committee report recommending "do pass" (p. 456) Mar. 1; to Committee of Whole (p. 456) Mar. 1; committee report recommending "do pass" (p. 598) Mar. 10; placed under order second reading of bills (p. 599) Mar. 10; read second time (p. 602) Mar. 10; to Enrolling and Engrossing (p. 603) Mar. 10; reported (p. 648) Mar. 12.
- (Patterson)
- Died on calendar.
- 183 Read first time (p. 403) Feb. 25; rules suspended and to Judiciary (p. 403) Feb. 25; committee report recommending "do pass" (p. 456) Mar. 1; to Committee of Whole (p. 456) Mar. 1; committee report recommending "do pass" (p. 598) Mar. 10; placed under order second reading of bills (p. 600) Mar. 10; read second time (p. 603) Mar. 10; to Enrolling and Engrossing (p. 603) Mar. 10; reported (p. 648) Mar. 12.
- (Patterson)
- Died on calendar.
- 184 Read first time (p. 423) Feb. 25; rules suspended, and to Appropriations (p. 423) Feb. 25; committee report recommending "amendments" and "do pass" (p. 494) Mar. 3; to Committee of Whole (p. 494) Mar. 3; committee report recommending "amendments", which were adopted, and "do pass" (p. 544) Mar. 7; placed under order second reading of bills (p. 545) Mar. 7; read second time (p. 560) Mar. 7; certain amendments adopted (p. 560) Mar. 7; to Enrolling and Engrossing (p. 560) Mar. 7; reported (p. 619) Mar. 11; read third time and passed (pp. 625-626) Mar. 11; signed by President (p. 626) Mar. 11.
- (Rienhardt)
- House Record: Read first time (H. J. p. 776) Mar. 11.
- Died on calendar.
- 185 Read first time (p. 427) Feb. 26; to Constitutional Amendments and Referendum (p. 443) Feb. 27; committee report recommending "do pass" (p. 474) Mar. 2; to Committee of Whole (p. 475) Mar. 2.
- (Patterson)
- Died on calendar.
- 186 Read first time (p. 428) Feb. 26; to Appropriations (p. 443) Feb. 27; committee report recommending "amend-

## Number

- (Stanton) ments" and "do pass" (p. 495) Mar. 3; to Committee of Whole (p. 495) Mar. 3.  
Died on Calendar.
- 187 Read first time (p. 428) Feb. 26; rules suspended, and to Public Lands (p. 428) Feb. 26; committee report recommending "do pass" (p. 446) Feb. 27; to Committee of Whole (p. 446) Feb. 27.  
(Wiltbank)  
Died on calendar.
- 188 Read first time (p. 428) Feb. 26; rules suspended, and to Public Lands (p. 428) Feb. 26; committee report recommending "do pass" (p. 446) Feb. 27; to Committee of Whole (p. 446) Feb. 27.  
(Wiltbank)  
Died on calendar.
- 189 Read first time (p. 428) Feb. 26; rules suspended, and to Public Lands (p. 428) Feb. 26; committee report recommending "do pass" (p. 445) Feb. 27; to Committee of Whole (p. 446) Feb. 27.  
(Kelly and Pomeroy)  
Died on calendar.
- 190 Read first time (p. 428) Feb. 26; rules suspended, and to Public Lands (p. 428) Feb. 26; committee report recommending "do pass" (p. 445) Feb. 27; to Committee of Whole (p. 445) Feb. 27.  
(Pomeroy and Kelly)  
Died on calendar.
- 191 Read first time (p. 429) Feb. 26; rules suspended, and to Public Lands (p. 429) Feb. 26; committee report recommending "do pass" (p. 445) Feb. 27; to Committee of Whole (p. 445) Feb. 27.  
(Kelly and Pomeroy)  
Died on calendar.
- 192 Read first time (p. 429) Feb. 26; to Highways and Bridges (p. 443) Feb. 27; committee report recommending "do pass" (p. 524) Mar. 5; to Committee of Whole (p. 524) Mar. 5.  
(Truman)  
Died on calendar.
- 193 Read first time (p. 429) Feb. 26; rules suspended, and to Finance and Revenue (p. 429) Feb. 26; committee report recommending "do pass" (p. 444) Feb. 27; to Committee of Whole (p. 444) Feb. 27.  
(Angius)  
Died on calendar.
- 194 Read first time (p. 442) Feb. 27; rules suspended, and to Municipalities (p. 442) Feb. 27; committee report recommending "do pass" (p. 455) Mar. 1; to Committee of Whole (p. 455) Mar. 1.  
(Babbitt)  
Died on calendar.

## Number

195 Read first time and deleted (p. 442) Feb. 27.  
(Babbitt)

196 Read first time (p. 473) Mar. 2; rules suspended, and to Appropriations (p. 474) Mar. 2; committee report recommending "amendments", which were adopted, and "do pass" (errata) (p. 612) Mar. 11; rules suspended, and placed under order second reading of bills (p. 612) Mar. 11; read second time (p. 620) Mar. 11; rules further suspended, and placed under order third reading of bills (p. 620) Mar. 11; to Enrolling and Engrossing (p. 620) Mar. 11; reported with "revision correction", which was adopted (p. 648) Mar. 12.

Died on calendar.

197 Read first time (p. 493) Mar. 3; rules suspended and to Methods of Business (p. 493) Mar. 3; committee report recommending "amendments" and "do pass" (pp. 524-525) Mar. 5; to Committee of Whole (p. 525) Mar. 5.  
(Stanton)

Died on calendar.

198 Read first time (p. 504) Mar. 3; rules suspended, and to Committee of Whole (p. 504) Mar. 3; committee report recommending "do pass" (p. 544) Mar. 6; placed under order second reading of bills (p. 545) Mar. 6; read second time (p. 559) Mar. 6; to Enrolling and Engrossing (p. 559) Mar. 6; reported with "revision corrections", which were adopted (p. 618) Mar. 11; read third time and passed (p. 624) Mar. 11; signed by President (p. 624) Mar. 11.  
(Babbitt)

House Record: Read first time (H. J. p. 776) Mar. 11.

Died on calendar.

199 Read first time (p. 504) Mar. 3; rules suspended, and to Committee of Whole (p. 504) Mar. 3.  
(Babbitt)

Died on calendar.

200 Read first time (p. 505) Mar. 3; rules suspended, and to Committee of Whole (p. 505) Mar. 3.  
(Babbitt)

Died on calendar.

201 Read first time (p. 508) Mar. 3; rules suspended, and to Judiciary (p. 508) Mar. 3.  
(Babbitt)

Died in committee.

202 Read first time (p. 509) Mar. 4; rules suspended, and to Judiciary (p. 509) Mar. 4; motion to withdraw and place

## Number

(Rienhardt) under order second reading of bills failed adoption (p. 639) Mar. 11.

Died in committee.

203 Read first time (p. 509) Mar. 4; to Judiciary (p. 524) Mar. 5.  
(Baker)

Died in committee.

204 Read first time (p. 509) Mar. 4; rules suspended, and placed under order second reading of bills (p. 509) Mar. 4; read second time (p. 515) Mar. 4; rules further suspended, and placed under order third reading of bills (p. 515) Mar. 4; to Enrolling and Engrossing (p. 515) Mar. 4; reported (p. 531) Mar. 5; certain amendment adopted (p. 570) Mar. 8; re-referred Enrolling and Engrossing (p. 570) Mar. 8; reported with "revision corrections", which were adopted (p. 578) Mar. 8; read third time and passed (p. 580) Mar. 8; signed by President (p. 581) Mar. 8.

(Babbitt)

House Record: Read first time (H. J. p. 714) Mar. 9; rules suspended, and placed under order second reading of bills (H. J. p. 714) Mar. 8; read second time (H. J. p. 715) Mar. 9; to Education (H. J. p. 715) Mar. 9; majority report recommending "do pass" (H. J. p. 738) Mar. 10; to Committee of Whole (H. J. p. 738) Mar. 10.

Died on calendar.

205 Read first time (p. 523) Mar. 5; rules suspended, and to Appropriations (p. 523) Mar. 5.  
(Smith)

Died in committee.

206 Read first time (p. 523) Mar. 5; rules suspended, and to Appropriations (p. 523) Mar. 5.  
(Keefe)

Died in committee.

207 Read first time (p. 535) Mar. 5; rules suspended, and to Appropriations (p. 536) Mar. 5; committee report recommending "amendments" and "do pass" (p. 593) Mar. 9; committee amendments adopted (p. 593) Mar. 9; rules suspended, and placed under order second reading of bills (p. 593) Mar. 9; read second time (p. 609) Mar. 10; certain amendments adopted (p. 609) Mar. 10; to Enrolling and Engrossing (p. 609) Mar. 10; reported with "revision correction", which was adopted (p. 614) Mar. 11; read third time and passed without adoption emergency (pp. 631-632) Mar. 11; signed by President (p. 632) Mar. 11.

(Kelly)

House Record: Read first time (H. J. p. 779) Mar. 11; motion to place on second reading (H. J. p. 779) Mar. 11; substitute motion that bill "be indefinitely postponed" (H.

## Number

- J. pp. 779-780) Mar. 11; indefinitely postponed (H. J. pp. 779-780) Mar. 11.
- 208 Read first time (p. 545) Mar. 7; rules suspended, and to Finance and Revenue (p. 545) Mar. 7.  
(Jones)  
Died in committee.
- 209 Read first time (p. 545) Mar. 7; rules suspended, and to Judiciary (p. 545) Mar. 7; committee report recommending "do pass" (p. 613) Mar. 11; rules suspended, and placed under order second reading of bills (p. 613) Mar. 11; read second time (p. 621) Mar. 11; rules further suspended, and placed under order third reading of bills today (p. 621) Mar. 11; to Enrolling and Engrossing (p. 621) Mar. 11; reported (p. 648) Mar. 12.  
(Truman and Stanton)  
Died on calendar.
- 210 Read first time (p. 573) Mar. 8; rules suspended, and to Appropriations (Committee on Appropriations) (p. 573) Mar. 8.  
Died in committee.

## (d) HOUSE BILLS—SENATE RECORD INDEX

## H. B. No.

- 1 Read first (S. J. p. 70) Jan. 25; to Judiciary (S. J. p. 74) Jan. 26; majority committee report recommending "amendments" and "do pass" (S. J. p. 98) Jan. 29; to Committee of Whole (S. J. p. 98) Jan. 29; committee report recommending "amendments", which were adopted, and "do pass" (S. J. pp. 158-159) Feb. 3; to Style, Revision and Compilation (S. J. p. 160) Feb. 3; reported with "revision corrections", which were adopted (S. J. pp. 203-209) Feb. 8; read second time (S. J. p. 210) Feb. 8; to Enrolling and Engrossing (S. J. p. 210) Feb. 8; reported (S. J. p. 212) Feb. 8; rules suspended and placed under order third reading of bills (S. J. p. 212) Feb. 8; read third time and passed (S. J. p. 213) Feb. 8; signed by President (S. J. p. 213) Feb. 8; Senate conferees appointed (S. J. p. 215) Feb. 9; Joint Conference report adopted (S. J. p. 232) Feb. 10.
- 3 Read first time (S. J. p. 235) Feb. 10; to Finance and Revenue (S. J. p. 241) Feb. 11; committee report recommending "amendments" and "do pass" (S. J. p. 289) Feb. 16; to Committee of Whole (S. J. p. 289) Feb. 16; committee report recommending "amendments", which were adopted, and "do pass" (S. J. p. 599) Mar. 10; placed under

## H. B. No.

- order second reading of bills (S. J. p. 600) Mar. 10; read second time (S. J. p. 603) Mar. 10; to Enrolling and Engrossing (S. J. p. 603) Mar. 10; reported with "revision corrections", which were adopted (S. J. p. 614) Mar. 11; read third time and passed (S. J. p. 630) Mar. 11; signed by President (S. J. p. 631) Mar. 11.
- 5 Read first time (S. J. p. 57) Jan. 21; to Banking and Insurance (S. J. p. 64) Jan. 22; committee report recommending "do pass" (S. J. p. 145) Feb. 1; to Committee of Whole (S. J. p. 145) Feb. 1; committee report recommending "do not pass" (S. J. p. 148) Feb. 2; failed passage (S. J. p. 148) Feb. 2.
- 7 Read first time (S. J. p. 74) Jan. 26; to Judiciary (S. J. p. 80) Jan. 27; committee report recommending "do pass" (S. J. p. 151) Feb. 2; to Committee of Whole (S. J. p. 151) Feb. 2; committee report recommending "do pass" (S. J. p. 185) Feb. 4; read second time (S. J. p. 191) Feb. 5; rules suspended and placed under order third reading of bills (S. J. p. 191) Feb. 5; read third time and passed (S. J. p. 196) Feb. 5; signed by President (S. J. p. 197) Feb. 5.
- 11 Read first time (S. J. p. 474) Mar. 2; rules suspended and to Finance and Revenue (S. J. p. 474) Mar. 2; committee report recommending "amendments" and "do pass" (S. J. p. 503) Mar. 3; to Committee of Whole (S. J. p. 503) Mar. 3; committee report recommending "amendments", which were adopted, and "do pass" (S. J. p. 597) Mar. 10; placed under order second reading of bills (S. J. p. 600) Mar. 10; read second time (S. J. p. 602) Mar. 10; to Enrolling and Engrossing (S. J. p. 602) Mar. 10; reported (S. J. p. 620) Mar. 11; read third time and passed without adoption emergency (S. J. p. 625) Mar. 11; signed by President (S. J. p. 625) Mar. 11.
- 12 Read first time (S. J. p. 88) Jan. 28; to Suffrage and Elections (S. J. p. 97) Jan. 29; committee report recommending "amendments" and "do pass" (S. J. p. 242) Feb. 11; to Committee of Whole (S. J. p. 243) Feb. 11; committee report recommending "amendments", which were adopted, and "do pass" (S. J. pp. 598-599) Mar. 10; placed under second reading of bills (S. J. p. 600) Mar. 10; read second time (S. J. p. 603) Mar. 10; to Enrolling and Engrossing (S. J. p. 603) Mar. 10; reported (S. J. p. 649) Mar. 12; read third time and passed (S. J. p. 650) Mar. 12; signed by President (S. J. p. 650) Mar. 12.
- 13 Read first time (S. J. p. 70) Jan. 25; to Judiciary (S. J. p. 74) Jan. 26; majority committee report recommending "do not pass" (S. J. p. 90) Jan. 28; to Committee of Whole (S. J. p. 90) Jan. 28; committee report recommending

## H. B. No.

- "do not pass" (S. J. p. 95) Jan. 29; failed passage (S. J. p. 96) Jan. 29.
- 14 Read first time (S. J. p. 34) Jan. 14; rules suspended and placed under order second reading of bills (S. J. p. 34) Jan. 14; read second time (S. J. p. 34) Jan. 14; rules further suspended and placed under order third reading of bills (S. J. pp. 34-35) Jan. 14; read third time and passed (S. J. p. 35) Jan. 14; signed by President (S. J. p. 35) Jan. 14.
- 15 Read first time (S. J. p. 34) Jan. 14; rules suspended and placed under order second reading of bills (S. J. p. 34) Jan. 14; read second time (S. J. p. 35) Jan. 14; rules further suspended and placed under order third reading of bills (S. J. p. 35) Jan. 14; read third time and passed (S. J. pp. 35-36) Jan. 14; signed by President (S. J. p. 36) Jan. 14.
- 18 Read first time (S. J. p. 359) Feb. 19; to Judiciary (S. J. p. 374) Feb. 20; committee report recommending "do pass" (S. J. p. 391) Feb. 24; to Committee of Whole (S. J. p. 391) Feb. 24; committee report recommending "do pass" (S. J. p. 440) Feb. 27; placed under order second reading of bills (S. J. p. 442) Feb. 27; read second time (S. J. p. 451) Feb. 27; read third time and passed (S. J. p. 470) Mar. 1; signed by President (S. J. p. 470) Mar. 1.
- 19 Read first time (S. J. p. 38) Jan. 14; rules suspended and to Appropriations (S. J. pp. 38-39) Jan. 14; committee report recommending "do pass" (S. J. p. 46) Jan. 19; rules suspended and placed under order second reading of bills (S. J. p. 46) Jan. 19; read second time (S. J. p. 48) Jan. 19; rules further suspended and placed under order third reading of bills (S. J. p. 48) Jan. 19; read third time and passed (S. J. p. 49) Jan. 19; signed by President (S. J. p. 49) Jan. 19.
- 21 Read first time (S. J. p. 88) Jan. 28; to State Institutions (S. J. p. 97) Jan. 29; committee report recommending "do not pass" (S. J. p. 374) Feb. 20; to Committee of Whole (S. J. p. 374) Feb. 20; withdrawn and placed under order second reading of bills (S. J. p. 643) Mar. 11; read second time (S. J. p. 643) Mar. 11; certain amendments adopted (S. J. p. 643) Mar. 11; rules further suspended and placed under order third reading of bills (S. J. pp. 643-644) Mar. 11; to Enrolling and Engrossing (S. J. p. 644) Mar. 11; reported with "revision correction", which was adopted (S. J. p. 649) Mar. 12; read third time and passed (S. J. p. 650) Mar. 12; signed by President (S. J. p. 651) Mar. 12.
- 23 Read first time (S. J. p. 390) Feb. 24; rules suspended and

## H. B. No.

- to Committee of Whole (S. J. p. 390) Feb. 24; committee report recommending "amendments", which were adopted, and "do pass" (S. J. p. 400) Feb. 24; to Style, Revision and Compilation (S. J. p. 401) Feb. 24; reported with "revision corrections", which were adopted (S. J. p. 450) Feb. 27; read second time (S. J. p. 451) Feb. 27; to Enrolling and Engrossing (S. J. p. 451) Feb. 27; reported with "revision corrections", which were adopted (S. J. p. 482) Mar. 2; read third time and passed (S. J. pp. 489-490) Mar. 2; signed by President (S. J. p. 490) Mar. 2; Senate conferees appointed (S. J. p. 502) Mar. 3; Joint Conference report failed adoption (S. J. pp. 546-547) Mar. 6; Senate conferees appointed (S. J. p. 547) Mar. 6; Senate reconsiders action whereby Joint conference report failed adoption, and further action deferred (S. J. p. 566) Mar. 8; Senate free conferees appointed (S. J. p. 596) Mar. 10; report of Joint Free Conference (S. J. pp. 610-611) Mar. 11; Joint Conference report adopted (S. J. p. 646) Mar. 12; signed by President (S. J. p. 646) Mar. 12.
- 25 Read first time (S. J. p. 88) Jan. 28; to Labor and Capital S. J. p. 97) Jan. 29; committee report recommending "do pass" (S. J. p. 229) Feb. 10; to Committee of Whole (S. J. p. 210) Feb. 10; motion to withdraw and place under order second reading of bills failed adoption (S. J. p. 640) Mar. 11.
- Died on calendar.
- 26 Read first time (S. J. p. 286) Feb. 16; to Judiciary (S. J. p. 331) Feb. 17; motion to place under order second reading of bills failed adoption (S. J. p. 630) Mar. 11.
- Died in committee.
- 32 Read first time (S. J. p. 247) Feb. 12; to Methods of Business (S. J. p. 286) Feb. 16; committee report recommending "do pass" (S. J. p. 391) Feb. 24; to Committee of Whole (S. J. p. 391) Feb. 24; committee report recommending "amendments", which were adopted, and "do pass" (S. J. p. 473) Mar. 2; to Style, Revision and Compilation (S. J. p. 473) Mar. 2; reported with "revision corrections", which were adopted (S. J. pp. 549-551) Mar. 6; read second time (S. J. p. 560) Mar. 6; to Enrolling and Engrossing (S. J. p. 560) Mar. 6; reported (S. J. p. 578) Mar. 8; read third time and passed (S. J. p. 579) Mar. 8; signed by President (S. J. p. 579) Mar. 8.
- 33 Read first time (S. J. p. 63) Jan. 22; to Appropriations (S. J. p. 70) Jan. 23; committee report recommending "do pass" (S. J. p. 97) Jan. 29; rules suspended and placed under order second reading of bills (S. J. p. 98) Jan. 29; read second time (S. J. p. 101) Jan. 29; rules further suspend-

## H. B. No.

ed and placed under order third reading of bills (S. J. p. 101) Jan. 29; read third time and passed (S. J. p. 102) Jan. 29; signed by President (S. J. p. 102) Jan. 29.

- 37 Read first time (S. J. p. 247) Feb. 12; to Judiciary (S. J. p. 286) Feb. 16; committee report recommending "do pass" (S. J. p. 391) Feb. 24; to Committee of Whole (S. J. p. 391) Feb. 24.

Died on calendar.

- 38 Read first time (S. J. p. 79) Jan. 27; to Appropriations (S. J. p. 89) Jan. 28; committee report recommending "do pass" (S. J. p. 152) Feb. 2; rules suspended and placed under order second reading of bills (S. J. p. 152) Feb. 2; read second time (S. J. p. 155) Feb. 2; rules further suspended and placed under order third reading of bills (S. J. p. 155) Feb. 2; read third time and passed (S. J. p. 156) Feb. 2; signed by President (S. J. p. 156) Feb. 2.

- 39 Read first time (S. J. p. 96) Jan. 29; to Appropriations (S. J. p. 144) Feb. 1; committee report recommending "do pass" (S. J. p. 152) Feb. 2; to Committee of Whole (S. J. p. 152) Feb. 2; committee report recommending "do pass" (S. J. p. 166) Feb. 3; read second time (S. J. p. 179) Feb. 4; rules suspended and placed under order third reading of bills (S. J. p. 179) Feb. 4; read third time and passed (S. J. p. 181) Feb. 4; signed by President (S. J. p. 181) Feb. 4.

- 40 Read first time (S. J. p. 96) Jan. 29; to Appropriations (S. J. p. 144) Feb. 1; majority committee report recommending "do pass" (S. J. p. 228) Feb. 10; to Committee of Whole (S. J. p. 229) Feb. 10; committee report recommending "do pass" (S. J. p. 245) Feb. 12; placed under order second reading of bills (S. J. p. 246) Feb. 12; read second time (S. J. p. 274) Feb. 12; read third time and passed (S. J. p. 327) Feb. 16; signed by President (S. J. p. 328) Feb. 16.

- 42 Read first time (S. J. p. 235) Feb. 10; to Labor and Capital (S. J. p. 241) Feb. 11.

Died in committee.

- 44 Read first time (S. J. p. 347) Feb. 18; to Appropriations (S. J. p. 360) Feb. 19; committee report recommending "do pass" (S. J. P. 446) Feb. 27; to Committee of Whole (S. J. p. 446) Feb. 27.

Died on calendar.

- Sub. 45. Read first time (S. J. p. 505) Mar. 3; rules suspended

## H. B. No.

- and to Committee of Whole (S. J. p. 505) Mar. 3; withdrawn and to Judiciary (S. J. p. 507) Mar. 3; committee report recommending "amendments" and "do pass" (S. J. p. 525) Mar. 5; to Committee of Whole (S. J. p. 526) Mar. 5; committee report recommending "amendments", which were adopted, and "do pass" (S. J. p. 544) Mar. 6; placed under order second reading of bills (S. J. p. 545) Mar. 6; read second time (S. J. p. 559) Mar. 6; to Enrolling and Engrossing (S. J. p. 559) Mar. 6; reported with "revision corrections", which were adopted (S. J. pp. 574-575) Mar. 8; read third time and passed (S. J. pp. 579-580) Mar. 8; signed by President (S. J. p. 580) Mar. 8; Senate conferees appointed (S. J. p. 595) Mar. 10; Joint Conference report adopted (S. J. pp. 658-659) Mar. 13; signed by President (S. J. pp. 659) Mar. 13.
- Sub. 46 Read first time (S. J. p. 505) Mar. 3; rules suspended and to Committee of Whole (S. J. p. 505) Mar. 3; withdrawn and to Judiciary (S. J. p. 507) Mar. 3; committee report recommending "amendments" and "do pass" (S. J. pp. 526-527) Mar. 5; to Committee of Whole (S. J. p. 527) Mar. 5; committee report recommending "amendments", which were adopted and "do pass" (S. J. pp. 542-543) Mar. 6; placed under order second reading of bills (S. J. p. 545) Mar. 6; read second time (S. J. p. 559) Mar. 6; to Enrolling and Engrossing (S. J. p. 559) Mar. 6; reported with "revision corrections", which were adopted (S. J. pp. 577-578) Mar. 8; read third time and passed (S. J. p. 582) Mar. 8; signed by President (S. J. p. 582) Mar. 8; Senate conferees appointed (S. J. p. 595) Mar. 10; Joint Conference report adopted (S. J. pp. 657-658) Mar. 13; signed by President (S. J. p. 658) Mar. 13.
- Sub. 47 Read first time (S. J. p. 573) Mar. 8; rules suspended and placed under order second reading of bills (S. J. p. 573) Mar. 8; read second time (S. J. p. 578) Mar. 8; certain amendments adopted (S. J. p. 578) Mar. 8; to Enrolling and Engrossing (S. J. p. 578) Mar. 8; reported with "revision corrections", which were adopted (S. J. pp. 615-618) Mar. 11; read third time and passed (S. J. p. 623) Mar. 11; signed by President (S. J. p. 623) Mar. 11; Senate conferees appointed (S. J. p. 634) Mar. 11; Joint Conference report adopted (S. J. p. 657) Mar. 13; signed by President (S. J. p. 657) Mar. 13.
- 49 Read first time (S. J. p. 235) Feb. 10; to Labor and Capital (S. J. p. 241) Feb. 11; committee report recommending "amendments" and "do pass" (S. J. pp. 360-361) Feb. 19; to Committee of Whole (S. J. p. 361) Feb. 19; committee report recommending "amendments", which were adopted, and "do pass" (S. J. p. 441) Feb. 27; to Style, Revision and Compilation (S. J. p. 442) Feb. 27; reported with "revision corrections", which were adopted

## H. B. No.

(S. J. p. 477) Mar. 2; read second time (S. J. p. 484) Mar. 2; to Enrolling and Engrossing (S. J. p. 484) Mar. 2; reported (S. J. p. 493) Mar. 3; read third time and passed (S. J. p. 500) Mar. 3; signed by President (S. J. p. 500) Mar. 3.

- 51 Read first time (S. J. p. 235) Feb. 10; to Highways and Bridges (S. J. p. 241) Feb. 11; committee report recommending "do pass" (errata) (S. J. p. 331) Feb. 17; to Committee of Whole (S. J. p. 332) Feb. 17; committee report recommending "do pass" (S. J. p. 544) Mar. 6; placed under order second reading of bills (S. J. p. 545) Mar. 6; read second time (S. J. p. 558) Mar. 6; certain amendment failed adoption (S. J. p. 553) Mar. 6; rules further suspended and placed under order third reading of bills (S. J. p. 558) Mar. 6; read third time and passed (S. J. p. 571) Mar. 8; signed by President (S. J. p. 572) Mar. 8.

- 52 Read first time (S. J. p. 494) Mar. 3; to Finance and Revenue (S. J. p. 510) Mar. 4; committee report recommending "do pass" (S. J. p. 548) Mar. 6; to Committee of Whole (S. J. p. 548) Mar. 6.

Died on calendar.

- 53 Read first time (S. J. p. 574) Mar. 8; to Appropriations (S. J. p. 583) Mar. 9; motion to withdraw and place under order second reading of bills failed adoption (S. J. p. 652) Mar. 12.

Died in committee.

- 56 Read first time (S. J. p. 285) Feb. 16; to Agriculture and Irrigation (S. J. p. 331) Feb. 17; committee report recommending "do pass" (S. J. p. 360) Feb. 19; to Committee of Whole (S. J. p. 360) Feb. 19.

Died on calendar.

- 57 Read first time (S. J. p. 359) Feb. 19; to Judiciary (S. J. p. 374) Feb. 20; committee report recommending "do pass" (S. J. 421) Feb. 25; to Committee of Whole (S. J. p. 421) Feb. 25.

Died on calendar.

- 58 Read first time (S. J. p. 390) Feb. 24; to Judiciary (S. J. p. 403) Feb. 25; committee report recommending "do pass" (S. J. p. 568) Mar. 8; rules suspended and placed under order second reading of bills (S. J. p. 568) Mar. 8; read second time (S. J. p. 568) Mar. 8; rules further suspended and placed under order third reading of bills (S. J. p. 568) Mar. 8; read third time and passed

## H. B. No.

- (S. J. 568) Mar. 8; signed by President (S. J. p. 568) Mar. 8.
- 63 Read first time (S. J. p. 241) Feb. 11; to Judiciary (S. J. p. 248) Feb. 12.  
Died in committee.
- 64 Read first time (S. J. p. 374) Feb. 20; to Methods of Business (S. J. p. 381) Feb. 23; committee report recommending "do pass" (S. J. p. 404) Feb. 25; to Committee of Whole (S. J. p. 404) Feb. 25; committee report recommending "do pass" (S. J. p. 520) Mar. 5; placed under order second reading of bills (S. J. p. 522) Mar. 5; read second time (S. J. p. 534) Mar. 5; read third time and passed (S. J. pp. 568-569) Mar. 8; signed by President (S. J. p. 569) Mar. 8.
- 68 Read first time (S. J. p. 442) Feb. 27; to Finance and Revenue (S. J. p. 455) Mar. 1; committee report recommending "do pass" (S. J. p. 475) Mar. 2; to Committee of Whole (S. J. p. 475) Mar. 2; committee report recommending "do pass" (S. J. p. 544) Mar. 6; placed under order second reading of bills (S. J. p. 545) Mar. 6; read second time (S. J. p. 560) Mar. 6; read third time and passed (S. J. p. 569) Mar. 8; signed by President (S. J. p. 569) Mar. 8.
- 70 Read first time (S. J. p. 347) Feb. 18; rules suspended and to Committee of Whole (S. J. p. 347) Feb. 18; committee report recommending "do pass" (S. J. p. 401) Feb. 25; placed under order second reading of bills (S. J. p. 401) Feb. 25; read second time (S. J. p. 422) Feb. 25; read third time and passed (S. J. p. 432) Feb. 26; signed by President (S. J. p. 432) Feb. 26.
- 72 Received from House (S. J. p. 679) Mar. 13.  
Died on calendar.
- 73 Read first time (S. J. p. 285) Feb. 16; rules suspended and to Highways and Bridges (S. J. p. 285) Feb. 16; committee report recommending "do pass" (S. J. p. 349) Feb. 18; to Committee of Whole (S. J. p. 349) Feb. 18; committee report recommending "amendments", which were adopted, and "do pass" (S. J. p. 401) Feb. 24; to Style, Revision and Compilation (S. J. p. 401) Feb. 24; reported with "revision corrections", which were adopted (S. J. pp. 449-450) Feb. 27; read second time (S. J. p. 451) Feb. 27; to Enrolling and Engrossing (S. J. p. 451) Feb. 27; reported (S. J. p. 482) Mar. 2; read third time and passed (S. J. p. 490) Mar. 2; signed by President (S. J. p. 490) Mar. 2.

## H. B. No.

- 75 Read first time (S. J. p. 162) Feb. 3; to Judiciary (S. J. p. 168) Feb. 4; committee report recommending "do pass" (S. J. p. 207) Feb. 8; to Committee of Whole (S. J. p. 207) Feb. 8; committee report recommending "amendments", which were adopted, and "do pass" (S. J. p. 224) Feb. 10; to Style, Revision and Compilation (S. J. p. 224) Feb. 10; reported correct (S. J. p. 272) Feb. 12; read second time (S. J. p. 274) Feb. 12; to Enrolling and Engrossing (errata) Feb. 12; reported with "revision corrections", which were adopted (S. J. p. 333) Feb. 12; read third time and failed to pass (S. J. p. 335) Feb. 16; action reconsidered (S. J. p. 365) Feb. 19; certain amendment adopted (S. J. p. 366) Feb. 19; to Enrolling and Engrossing (S. J. p. 366) Feb. 19; reported (S. J. p. 377) Feb. 20; read third time and passed (S. J. p. 378) Feb. 20; signed by President (S. J. p. 378) Feb. 20.
- 77 Read first time (S. J. p. 225) Feb. 10; to Judiciary (S. J. p. 241) Feb. 11; committee report recommending "do pass" (S. J. p. 502) Mar. 3; to Committee of Whole (S. J. p. 503) Mar. 3; withdrawn and placed under order second reading of bills (S. J. p. 640) Mar. 11; read second time (S. J. p. 640) Mar. 11; rules suspended and placed under order third reading of bills (S. J. pp. 640-641) Mar. 11; read third time and passed (S. J. p. 643) Mar. 11; signed by President (errata) (S. J. p. 643) Mar. 11.
- 78 Read first time (S. J. p. 225) Feb. 10; to Judiciary (S. J. p. 241) Feb. 11; committee report recommending "do pass" (S. J. p. 574) Mar. 8; to Committee of Whole (S. J. p. 574) Mar. 8; withdrawn and placed under order second reading of bills (S. J. p. 640) Mar. 11; read second time (S. J. p. 641) Mar. 11; rules suspended and placed under order third reading of bills (S. J. p. 641) Mar. 11; read third time and passed (S. J. p. 651) Mar. 12; signed by President (S. J. p. 651) Mar. 12.
- 79 Read first time (S. J. p. 247) Feb. 12; to Judiciary (S. J. p. 286) Feb. 16; committee report recommending "do pass" (S. J. p. 444) Feb. 27; to Committee of Whole (S. J. p. 444) Feb. 27; withdrawn and placed under order second reading of bills (S. J. p. 640) Mar. 11; read second time (S. J. p. 640) Mar. 11; rules suspended and placed under order third reading of bills (S. J. p. 640) Mar. 11; read third time and passed (S. J. p. 645) Mar. 11; signed by President (S. J. p. 645) Mar. 11.
- Sub. 84 Read first time (S. J. p. 403) Feb. 25; to Judiciary (S. J. p. 429) Feb. 26; committee report recommending "amendments" and "do pass" (S. J. pp. 527-528)

## H. B. No.

- Mar. 5; to Committee of Whole (S. J. p. 528) Mar. 5; committee report recommending "amendments", which were adopted, and "do pass" (S. J. p. 544) Mar. 6; placed under order second reading of bills (S. J. p. 545) Mar. 6; read second time (S. J. p. 559) Mar. 6; to Enrolling and Engrossing (S. J. p. 559) Mar. 6; reported with "revision corrections", which were adopted (S. J. pp. 575-576) Mar. 8; a certain amendment failed adoption (S. J. p. 581) Mar. 8; read third time and passed (S. J. p. 581) Mar. 8; signed by President (S. J. p. 581) Mar. 8; Senate conferees appointed (S. J. pp. 595-596) Mar. 10; Joint Conference report adopted (S. J. p. 656) Mar. 13; signed by President (S. J. p. 656) Mar. 13.
- 86 Read first time (S. J. p. 523) Mar. 5; to Public Lands (S. J. p. 548) Mar. 6; committee report recommending "do pass" (S. J. p. 613) Mar. 11; to Committee of Whole (S. J. p. 613) Mar. 11.
- Died on calendar.
- 88 Received from House (S. J. p. 679) Mar. 13.
- Died on calendar.
- 89 Received from House (S. J. p. 680) Mar. 13.
- Died on calendar.
- 90 Read first time (S. J. p. 285) Feb. 16; to Appropriations (S. J. p. 331) Feb. 17; committee report recommending "amendments" and "do pass" (S. J. p. 447) Feb. 27; to Committee of Whole (S. J. p. 447) Feb. 27; committee report recommending "amendments", which were adopted, and "do pass" (S. J. p. 472) Mar. 2; to Style, Revision and Compilation (S. J. p. 473) Mar. 2; withdrawn and placed under order second reading of bills (S. J. p. 487) Mar. 2; read second time (S. J. p. 487) Mar. 2; to Enrolling and Engrossing (S. J. p. 487) Mar. 2; reported with "revision corrections", which were adopted (S. J. p. 506) Mar. 3; read third time and passed (S. J. p. 506) Mar. 3; signed by President (S. J. p. 506) Mar. 3.
- 91 Read first time (S. J. p. 494) Mar. 3; rules suspended and to Methods of Business (S. J. p. 494) Mar. 3; committee report recommending "do pass" (S. J. p. 510) Mar. 4; to Committee of Whole (S. J. p. 510) Mar. 4; withdrawn and placed under order second reading of bills (S. J. p. 546) Mar. 6; read second time (S. J. p. 560) Mar. 6; certain amendments adopted (S. J. pp. 560-561) Mar. 6; to Enrolling and Engrossing (S. J. p. 561) Mar. 6; reported with "revision corrections", which were adopted (S. J. pp. 618-619) Mar. 11; read third

- H. B. No. time and passed (S. J. p. 628) Mar. 11; signed by President (S. J. p. 628) Mar. 11.
- 92 Read first time (S. J. p. 286) Feb. 16; to Appropriations (S. J. p. 331) Feb. 17; committee report recommending "amendments" and "do pass" (S. J. p. 446) Feb. 27; to Committee of Whole (S. J. p. 446) Feb. 27; withdrawn and placed under order second reading of bills (S. J. p. 561) Mar. 6; read second time (S. J. p. 561) Mar. 6; certain amendments adopted (S. J. pp. 561-562) Mar. 6; to Enrolling and Engrossing (S. J. p. 562) Mar. 6; reported (S. J. p. 614) Mar. 11; read third time and passed (S. J. p. 627) Mar. 11; signed by President (S. J. p. 627) Mar. 11.
- 94 Read first time (S. J. p. 380) Feb. 23; to Judiciary (S. J. p. 390) Feb. 24.  
Died in committee.
- 96 Received from House (S. J. p. 679) Mar. 13.  
Died on calendar.
- 97 Read first time (S. J. p. 494) Mar. 3; rules suspended and placed under order second reading of bills (S. J. p. 494) Mar. 3; read second time (S. J. p. 497) Mar. 3; rules further suspended and placed under order third reading of bills (S. J. p. 497) Mar. 3; a certain amendment adopted (S. J. p. 497) Mar. 3; to Enrolling and Engrossing (S. J. p. 497) Mar. 3; reported (S. J. p. 500) Mar. 3; retained under order third reading of bills (S. J. p. 507) Mar. 3; action adopting certain amendment rescinded (S. J. p. 515) Mar. 4; read third time and passed (S. J. pp. 515-516) Mar. 4; signed by President (S. J. p. 516) Mar. 4.
- 99 Read first time (S. J. p. 505) Mar. 3; rules suspended and to Methods of Business (S. J. p. 505) Mar. 3; committee report recommending "do pass" (S. J. p. 510) Mar. 4; to Committee of Whole (S. J. p. 510) Mar. 4; withdrawn and placed under order second reading of bills (S. J. p. 546) Mar. 6; read second time (S. J. p. 561) Mar. 6; a certain amendment adopted (S. J. p. 561) Mar. 6; to Enrolling and Engrossing (S. J. p. 561) Mar. 6; reported with "revision correction", which was adopted (S. J. p. 618) Mar. 11; read third time and passed (S. J. p. 630) Mar. 11; signed by President (S. J. p. 630) Mar. 11.
- 101 Read first time (S. J. p. 505) Mar. 3; rules suspended and to Methods of Business (S. J. p. 505) Mar. 3; committee report recommending "amendments" and "do pass" (S. J. p. 510) Mar. 4; to Committee of Whole (S. J. p.

## H. B. No.

- 510) Mar. 4; committee report recommending "amendments", which were adopted, and "do pass" (S. J. p. 597) Mar. 10; placed under order second reading of bills (S. J. p. 600) Mar. 10; read second time (S. J. p. 602) Mar. 10; to Enrolling and Engrossing (S. J. p. 602) Mar. 10; reported with "revision correction", which was adopted (S. J. p. 620) Mar. 11; read third time and passed (S. J. p. 625) Mar. 11; signed by President (S. J. p. 625) Mar. 11; Senate conferees appointed (S. J. p. 635) Mar. 11; Joint Conference report adopted (S. J. p. 647) Mar. 12; signed by President (S. J. p. 647) Mar. 12.
- 102 Read first time (S. J. p. 546) Mar. 6; rules suspended and placed under order second reading of bills (S. J. p. 546) Mar. 6; read second time (S. J. p. 561) Mar. 6; read third time and passed (S. J. p. 569) Mar. 8; signed by President (S. J. p. 569) Mar. 8.
- 109 Read first time (S. J. p. 600) Mar. 10; rules suspended and placed under order second reading of bills (S. J. p. 601) Mar. 10; read second time (S. J. p. 604) Mar. 10; certain amendments adopted (S. J. p. 629) Mar. 11; to Enrolling and Engrossing (S. J. p. 629) Mar. 11; reported with "revision correction", which was adopted (S. J. p. 649) Mar. 12.
- Died on calendar.
- 112 Read first time (S. J. p. 359) Feb. 19; to Judiciary (S. J. p. 374) Feb. 20; committee report recommending "do pass" (S. J. p. 444) Feb. 27; to Committee of Whole (S. J. p. 444) Feb. 27.
- Died on calendar.
- 130 Read first time (S. J. p. 390) Feb. 24; to Judiciary (S. J. p. 403) Feb. 25.
- Died in committee.
- 134 Read first time (S. J. p. 523) Mar. 5; to Judiciary (S. J. p. 548) Mar. 6; committee report recommending "do pass" (S. J. p. 649) Mar. 12; to Committee of Whole (S. J. p. 649) Mar. 12.
- Died on calendar.
- 135 Read first time (S. J. p. 546) Mar. 6; to Judiciary (S. J. p. 574) Mar. 8.
- Died in committee.
- 168 Read first time (S. J. p. 443) Feb. 27; rules suspended and placed under order second reading of bills (S. J. p.

## H. B. No.

- 443) Feb. 27; read second time (S. J. p. 452) Feb. 27; rules further suspended and placed under order third reading of bills (S. J. p. 452) Feb. 27; read third time and passed (S. J. p. 453) Feb. 27; signed by President (S. J. p. 453) Feb. 27.
- 170 Read first time (S. J. p. 523) Mar. 5; rules suspended and to Finance and Revenue (S. J. p. 523) Mar. 5.  
Died in committee.
- 177 Read first time (S. J. p. 644) Mar. 11; rules suspended and placed under order second reading of bills (S. J. p. 644) Mar. 11; read second time (S. J. p. 644) Mar. 11; rules further suspended and placed under order third reading of bills (S. J. p. 644) Mar. 11.  
Died on calendar.
- 184 Read first time (S. J. p. 403) Feb. 25; to Education (S. J. p. 429) Feb. 26; committee report recommending "do pass" (S. J. p. 474) Mar. 2; to Committee of Whole (S. J. p. 474) Mar. 2; committee report recommending "amendments", which were adopted, and "do pass" (S. J. p. 597) Mar. 10; placed under order second reading of bills (S. J. p. 600) Mar. 10; read second time (S. J. p. 602) Mar. 10; to Enrolling and Engrossing (S. J. p. 602) Mar. 10; reported (S. J. p. 649) Mar. 12.  
Died on calendar.
- 200 Read first time (S. J. p. 429) Feb. 26; rules suspended and to Judiciary (S. J. p. 429) Feb. 26; committee report recommending "amendments" and "do pass" (S. J. pp. 448-449) Feb. 27; to Committee of Whole (S. J. p. 449) Feb. 27; committee report recommending "amendments", which were adopted, and "do pass" (S. J. pp. 538-542) Mar. 6; to Style, Revision and Compilation (S. J. p. 544) Mar. 6; reported with "revision corrections", which were adopted (S. J. pp. 583-591) Mar. 9; read second time (S. J. p. 591) Mar. 9; to Enrolling and Engrossing (S. J. p. 591) Mar. 9; withdrawn and certain amendments adopted (S. J. p. 592) Mar. 9; re-referred Enrolling and Engrossing (S. J. p. 592) Mar. 9; reported with "revision corrections", which were adopted (S. J. p. 615) Mar. 11; read third time and passed (S. J. p. 628) Mar. 11; signed by President (S. J. p. 628) Mar. 11; Senate conferees appointed (S. J. p. 635) Mar. 11; Joint Conference report adopted (S. J. p. 655) Mar. 13; signed by President (S. J. p. 655) Mar. 13.
- 201 Read first time (S. J. p. 494) Mar. 3; rules suspended and to Finance and Revenue (S. J. p. 494) Mar. 3; committee report recommending "do pass" (S. J. p. 510)

## H. B. No.

- Mar. 4; to Committee of Whole (S. J. p. 511) Mar. 4; committee report recommending "do pass" (S. J. p. 544) Mar. 6; placed under order second reading of bills (S. J. p. 545) Mar. 6; read second time (S. J. p. 560) Mar. 6; read third time and passed (S. J. p. 572) Mar. 8; signed by President (S. J. p. 572) Mar. 8.
- 206 Read first time (S. J. p. 635) Mar. 11; rules suspended and placed under order second reading of bills (S. J. p. 635) Mar. 11; read second time (S. J. p. 637) Mar. 11; certain amendments adopted (S. J. pp. 637-638) Mar. 11; to Enrolling and Engrossing (S. J. p. 638) Mar. 11.
- Died in committee.
- 211 Read first time (S. J. p. 636) Mar. 11; rules suspended and placed under order second reading of bills (S. J. p. 636) Mar. 11; read second time (S. J. p. 636) Mar. 11; a certain amendment adopted (S. J. p. 636) Mar. 11; to Enrolling and Engrossing (S. J. p. 636) Mar. 11.
- Died in committee.
- 217 Read first time (S. J. p. 600) Mar. 10; rules suspended and placed under order second reading of bills (S. J. p. 600) Mar. 10; read second time (S. J. p. 603) Mar. 10; placed under order third reading of bills (S. J. p. 603) Mar. 10; read third time and passed (S. J. p. 630) Mar. 11; signed by President (S. J. p. 630) Mar. 11.
- 224 Read first time (S. J. p. 635) Mar. 11; rules suspended and placed under order second reading of bills (S. J. p. 636) Mar. 11; read second time (S. J. p. 636) Mar. 11; rules further suspended and placed under order third reading of bills (S. J. p. 636) Mar. 11; read third time and passed (S. J. p. 642) Mar. 11; signed by President (S. J. p. 642) Mar. 11.
- 237 Read first time (S. J. p. 601) Mar. 10; rules suspended and to Committee of Whole (S. J. p. 601) Mar. 10; committee report recommending "amendments", which were adopted, and "do pass" (S. J. pp. 604-608) Mar. 10; placed under order second reading of bills (S. J. p. 608) Mar. 10; read second time (S. J. p. 608) Mar. 10; to Enrolling and Engrossing (S. J. p. 608) Mar. 10; reported with "revision corrections", which were adopted (S. J. p. 642) Mar. 11; read third time and passed (S. J. p. 642) Mar. 11; signed by President (S. J. p. 642) Mar. 11; Senate conferees appointed (S. J. p. 649) Mar. 12; Joint Conference report adopted (S. J. pp. 659-677) Mar. 13; signed by President (S. J. p. 677) Mar. 13.
- 238 Received from House (S. J. p. 679) Mar. 13.
- Died on calendar.

## (e) SENATE JOINT RESOLUTIONS

(Note: Joint Resolutions require adoption by both Houses of the Legislature, and approval by the Governor, and have the effect of law.)

S.J.R. 1. Angius. Authorizing a legislative investigation of the affairs of the state tax commission

Read first time (p. 52) Jan. 20; rules suspended, and to Judiciary (p. 53) Jan. 20; committee report recommending be referred to Methods of Business (p. 55) Jan. 20; to Methods of Business (p. 55) Jan. 20; committee report "without recommendation" (p. 58) Jan. 21; to Committee of Whole (p. 58) Jan. 21; committee report recommending "amendments" which were adopted, and "do pass" (pp. 61-62) Jan. 22; to Style, Revision and Compilation (p. 62) Jan. 22; reported with "revision corrections" which were adopted (pp. 90-91) Jan. 28; read second time (p. 92) Jan. 28; to Enrolling and Engrossing (p. 92) Jan. 28; reported (p. 101) Jan. 29; read third time and failed adoption (p. 102) Jan. 29.

S.J.R. 2. Angius. Referring to the attorney general a report of the state auditor concerning an audit of certain divisions of the state tax commission.

Read first time (p. 168) Feb. 4; rules suspended, and placed under order second reading of Bills (p. 168) Feb. 4; read second time (p. 178) Feb. 4; to Enrolling and Engrossing (p. 178) Feb. 4; reported (p. 189) Feb. 5; read third time and adopted (p. 196) Feb. 5; signed by President (p. 196) Feb. 5.

House Record: Read first time (H. J. p. 278) Feb. 5; rules suspended, and placed under order second reading of bills (H. J. p. 278) Feb. 5; read second time (H. J. p. 280) Feb. 5; rules suspended, and placed under order third reading of bills (H. J. p. 280) Feb. 5; read third time and adopted (H. J. p. 280) Feb. 5; signed by Speaker (H. J. p. 280) Feb. 5.

S.J.R. 3. Angius. Directing the attorney general to act in the matter of a report to the eighth legislature with relation to the office of secretary of state.

Read first time (p. 216) Feb. 9; to Judiciary (p. 225) Feb. 10; committee report recommending "do pass" (p. 392) Feb. 24; to Committee of Whole (p. 392) Feb. 24; committee report recommending "be indefinitely postponed" (p. 440) Feb. 27; recommendation failed adoption (p. 441) Feb. 27; to Style, Revision and Compilation (p. 442) Feb. 27; reported correct (p. 478) Mar. 2; read second time (p. 486) Mar. 2; to Enrolling and Engrossing (p. 486) Mar. 2; reported (p. 506) Mar. 3; read third time and failed adoption (pp. 506-507) Mar. 3.

- S.J.R. 4. Kelly. Extending invitation to General Roman Yocupicio, Governor of Sonora, to visit Arizona.

Read first time (p. 225) Feb. 10; rules suspended, and placed under order second reading of bills (p. 225) Feb. 10; read second time (p. 232) Feb. 10; rules further suspended, and placed under order third reading of bills (p. 232) Feb. 10; to Enrolling and Engrossing (p. 232) Feb. 10; reported with "revision corrections", which were adopted (p. 234) Feb. 10; read third time and adopted (p. 234) Feb. 10; signed by President (p. 234) Feb. 10.

House Record: Read first time (H. J. p. 335) Feb. 10; rules suspended, and placed under order second reading of bills (H. J. p. 336) Feb. 10; read second time (H. J. p. 336) Feb. 10; rules further suspended, and placed under order third reading of bills (H. J. p. 336) Feb. 10; read third time and adopted (H. J. p. 337) Feb. 10; signed by Speaker (H. J. p. 337) Feb. 10.

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(f) HOUSE JOINT RESOLUTIONS

- H.J.R. 1. Felicitating Honorable Morris Goldwater upon the attainment of his eighty-fifth birthday.

Read first time (S. J. p. 39) Jan. 15; rules suspended, and placed under order second reading of bills (S. J. p. 39) Jan. 15; read second time (S. J. p. 39) Jan. 15; rules further suspended, and placed under order third reading of bills (S. J. p. 39) Jan. 15; read third time and adopted (S. J. p. 39) Jan. 15; signed by President (S. J. p. 39) Jan. 15.

- H.J.R. 2. Relating to celebration of the adoption of the Constitution of the United States, and providing for a commission to arrange therefor.

Read first time (S. J. p. 97) Jan. 29; to Judiciary (S. J. p. 144) Feb. 1; committee report recommending "do pass" (S. J. p. 151) Feb. 2; to Committee of Whole (S. J. p. 151) Feb. 2; committee report recommending "do pass" (S. J. p. 185) Feb. 5; placed under order second reading of bills (S. J. p. 186) Feb. 5; read second time (S. J. p. 191) Feb. 5; rules suspended, and placed under order third reading of bills (S. J. p. 191) Feb. 5; read third time and adopted (S. J. p. 197) Feb. 5; signed by President, (S. J. p. 197) Feb. 5.

- H.J.R. 3. Expressing assent of the State of Arizona to the provisions and purpose of the act approved June 29, 1935 (Public No. 182, 74th Congress).

Read first time (S. J. p. 210) Feb. 10; to Judiciary (S. J. p. 241) Feb. 11; committee report recommending "do pass"

(S. J. p. 444) Feb. 27; to Committee of Whole (S. J. p. 444) Feb. 27; committee report recommending "do pass" (S. J. p. 473) Mar. 2; placed under order second reading of bills (S. J. p. 473) Mar. 2; read second time (S. J. p. 484) Mar. 2; read third time and adopted (S. J. p. 499) Mar. 3; signed by President (S. J. p. 500) Mar. 3.

H.J.R. 5. Authorizing the secretary of state to expend balances in certain funds.

Received from House (S. J. p. 679) Mar. 13.

Died on calendar.

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(g) SENATE CONCURRENT RESOLUTIONS

(Note: Concurrent Resolutions are the concurrent expression of the two houses of the legislature relating to matters concerning which the legislature has jurisdiction, or which only affect the legislature.)

S.C.R. 1. Wieden. On the death of Honorable Samuel Blain Bradner.

Read first time (p. 41) Jan. 18; to Judiciary (p. 45) Jan. 19; committee report recommending "do pass" (p. 58) Jan. 21; to Committee of Whole (p. 58) Jan. 21; withdrawn and placed under order second reading of bills (p. 59) Jan. 21; read second time (p. 59) Jan. 21; rules suspended, and placed under order third reading of bills (p. 59) Jan. 21; to Enrolling and Engrossing (p. 60) Jan. 21; reported (p. 65) Jan. 22; read third time and adopted (p. 66) Jan. 22; signed by President (p. 66) Jan. 22.

House Record: Read first time (H. J. p. 87) Jan. 22; rules suspended, and placed under order second reading of bills (H. J. p. 88) Jan. 22; read second time (H. J. p. 88) Jan. 22; rules further suspended, and placed under order third reading of bills (H. J. p. 88) Jan. 22; read third time and adopted (H. J. p. 88) Jan. 22; signed by Speaker (H. J. p. 88) Jan. 22.

S.C.R. 2. Pomeroy and Jones. On the death of Honorable Daniel P. Jones.

Read first time (p. 44) Jan. 19; rules suspended, and placed under order second reading of bills (p. 45) Jan. 19; read second time (p. 48) Jan. 19; rules further suspended, and placed under order third reading of bills (p. 48) Jan. 19; to Enrolling and Engrossing (p. 49) Jan. 19; reported (p. 49) Jan. 19; read third time and adopted (p. 49) Jan. 19; signed by President (p. 50) Jan. 19.

House Record: Read first time (H. J. p. 62) Jan. 19; rules suspended, and placed under order second reading of

bills (H. J. p. 62) Jan. 19; read second time (H. J. p. 63) Jan. 19; rules further suspended, and placed under order third reading of bills (H. J. p. 63) Jan. 19; read third time and adopted (H. J. p. 63) Jan. 19; signed by Speaker (H. J. p. 63) Jan. 19.

S.C.R. 3. Jones. Proposing an amendment to the Constitution providing for the election of a lieutenant-governor.

Read first time (p. 79) Jan. 27; to Constitutional Amendments and Referendum (p. 89) Jan. 28; committee report recommending "do pass" (p. 206) Feb. 8; to Committee of Whole (p. 206) Feb. 8; committee report recommending "do pass" (p. 239) Feb. 11; to Style, Revision and Compilation (p. 240) Feb. 11; reported correct (p. 315) Feb. 16; read second time (p. 324) Feb. 16; to Enrolling and Engrossing (p. 324) Feb. 16; reported (p. 334) Feb. 17; read third time and adopted (errata) (pp. 339-340) Feb. 17; signed by President (p. 340) Feb. 17.

House Record: Read first time (H. J. p. 415) Feb. 17; read second time (H. J. p. 425) Feb. 18; to Judiciary, to Suffrage and Elections, and to Constitutional Amendments and Referendum (H. J. p. 425) Feb. 18; report of Committee on Suffrage and Elections (H. J. p. 467) Feb. 20; to Committee of Whole (H. J. p. 467) Feb. 20.

Died on Calendar.

S.C.R. 4. Jones. Proposing an amendment to the Constitution of Arizona relating to the Legislature and amending section 1, part 2, article iv thereof.

Read first time (p. 79) Jan. 27; to Constitutional Amendments and Referendum (p. 89) Jan. 28; committee report recommending "do pass" (p. 206) Feb. 8; to Committee of Whole (p. 206) Feb. 8; committee report recommending "amendments", which were adopted, and "do pass" (p. 239) Feb. 11; to Style, Revision and Compilation (p. 240) Feb. 11; reported correct (p. 315) Feb. 16; read second time (p. 324) Feb. 16; to Enrolling and Engrossing (p. 324) Feb. 16; reported (p. 334) Feb. 17; read third time and adopted (pp. 340-341) Feb. 17; signed by President (p. 341) Feb. 17.

House Record: Read first time (H. J. p. 415) Feb. 17; read second time (H. J. p. 425) Feb. 18; to Suffrage and Elections, to County and County Affairs, to Constitutional Amendments and Referendum, and to Efficient Government (H. J. p. 425) Feb. 18; report of Committee on County and County Affairs (H. J. p. 729) Mar. 10; to Committee of Whole (H. J. p. 739) Mar. 10.

Died on Calendar.

S.C.R. 5. Kelly. Proposing an amendment to the Constitution of Arizona relating to civil service.

Read first time (p. 214) Feb. 8; rules suspended, and to Constitutional Amendments and Referendum (p. 214) Feb. 8; committee report recommending "do pass" (p. 289) Feb. 16; to Committee of Whole (p. 289) Feb. 16; motion to place under order second reading of bills failed adoption (p. 497) Mar. 3.

Died on calendar.

S.C.R. 6. Patterson. Proposing an amendment to the Constitution of Arizona relating to sessions of the legislature.

Read first time (errata) (p. 285) Feb. 16; rules suspended, and to Constitutional Amendments and Referendum (p. 285) Feb. 16; committee report recommending "do pass" (p. 475) Mar. 2; to Committee of Whole (p. 475) Mar. 2.

Died on calendar.

S.C.R. 7. Smith. Relating to the Colorado river question.

Read first time (p. 330) Feb. 17; motion to suspend rules and place under order second reading of bills failed adoption (p. 330) Feb. 17; rules suspended, and to Committee of Whole (p. 330) Feb. 17.

Died on calendar.

S.C.R. 8. Moore, McEachren, Pomeroy, Patterson and Angius. Proposing an amendment to the Constitution of Arizona relating to prohibition.

Read first time (p. 347) Feb. 18; to Constitutional Amendments and Referendum (p. 360) Feb. 19; committee report recommending "do pass" (p. 475) Mar. 2; to Committee of Whole (p. 475) Mar. 2.

Died on calendar.

S.C.R. 9. Kelly. Proposing an amendment to the Constitution of Arizona relating to the Corporation Commission.

Read first time (p. 374) Feb. 20; to Constitutional Amendments and Referendum (p. 381) Feb. 23.

Died in committee.

S.C.R. 10. Kelly. Proposing an amendment to the Constitution of Arizona relating to the executive department.

Read first time (p. 374) Feb. 20; to State Institutions (p. 381) Feb. 23; committee report recommending "amendments" and "do pass" (p. 445) Feb. 27; to Committee of Whole (p. 445) Feb. 27.

Died on calendar.

S.C.R. 11. Wiltbank. Proposing an amendment to the Constitution of Arizona relating to state lands.

Read first time (p. 403) Feb. 25; to Constitutional Amendments and Referendum (p. 429) Feb. 26; committee report recommending "do pass" (p. 548) Mar. 7; to Committee of Whole (p. 548) Mar. 7.

Died on calendar.

S.C.R. 12. Wiltbank. Proposing certain amendments to the Constitution of Arizona relating to state lands.

Read first time (p. 403) Feb. 25; to Constitutional Amendments and Referendum (p. 429) Feb. 26; committee report recommending "do pass" (p. 548) Mar. 7; to Committee of Whole (p. 548) Mar. 7.

Died on calendar.

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#### (h) HOUSE CONCURRENT RESOLUTIONS

H.C.R. 2. Enacting and ordering the submission to the people of a measure relating to gaming.

Read first time (S. J. p. 286) Feb. 16; to Judiciary (S. J. p. 331) Feb. 17; majority committee report recommending "do pass" (S. J. p. 361) Feb. 19; to Committee of Whole (S. J. p. 361) Feb. 19.

Died on calendar.

H.C.R. 3. Proposing an amendment to the constitution of Arizona relating to salaries of legislators.

Read first time (S. J. p. 187) Feb. 5; to Constitutional Amendments and Referendum (S. J. p. 204) Feb. 8; committee report recommending "amendments" and "do pass" (S. J. pp. 286-287) Feb. 16; to Committee of Whole (S. J. p. 287) Feb. 16.

Died on calendar.

H.C.R. 4. Proposing an amendment to the constitution of Arizona relating to terms of state and county officers.

Read first time (S. J. p. 636) Mar. 11.

Died on calendar.

H.C.R. 5. Extending the state's hospitality to visiting Shriners.

Read first time (S. J. p. 204) Feb. 8; to Judiciary (S. J. p. 217) Feb. 9; committee report recommending "do pass" (S. J. p. 227) Feb. 10; to Committee of Whole (S. J.

p. 227) Feb. 10; committee report recommending "do pass" (S. J. p. 246) Feb. 12; placed under order second reading of bills (S. J. p. 247) Feb. 12; read second time (S. J. p. 274) Feb. 12; read third time and adopted (S. J. p. 328) Feb. 16; signed by President (S. J. p. 328) Feb. 16.

H.C.R. 6. Proposing an amendment to the constitution of Arizona relating to the office of governor.

Read first time (S. J. p. 359) Feb. 19; rules suspended, and to Committee of Whole (S. J. p. 359) Feb. 19.

Died on calendar.

H.C.R. 11. Proposing an amendment to the constitution of Arizona relating to workmen's compensation for occupational diseases.

Read first time (S. J. p. 524) Mar. 5; to Judiciary (S. J. p. 548) Mar. 6; committee report recommending "do pass" (S. J. p. 647) Mar. 12; to Committee of Whole (S. J. p. 647) Mar. 12.

Died on calendar.

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(i) SENATE RESOLUTIONS

(Note: Simple resolutions are merely the expression of the House adopting the same.)

S. R. 1. Pomeroy. Protesting against misrepresentation of Arizona highways.

Read in full and adopted (pp. 63-64) Jan. 22.

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(j) SENATE JOINT MEMORIALS

(Note: Joint Memorials require adoption by both Houses of the Legislature and approval by the Governor, and thus constitute the joint petition of the legislative and executive branches of government.)

S.J.M. 1. Wieden. Relating to the use of copper on government projects in Arizona.

Read first time (p. 37) Jan. 15; to Judiciary (p. 42) Jan. 18; committee report recommending "do pass" (p. 58) Jan. 21; to Committee of Whole (p. 58) Jan. 21; committee report recommending "do pass" (p. 62) Jan. 22; to Style, Revision and Compilation (p. 62) Jan. 22; reported

correct (p. 82) Jan. 27; read second time (p. 83) Jan. 27; to Enrolling and Engrossing (p. 83) Jan. 27; reported (p. 92) Jan. 28; read third time and adopted (p. 93) Jan. 28; signed by President (p. 93) Jan. 28.

House Record: Read first time (H. J. p. 130) Jan. 28; read second time (H. J. p. 138) Jan. 29; rules suspended, and placed under order third reading of bills (H. J. p. 138) Jan. 29; read third time and adopted (H. J. p. 138) Jan. 29; signed by Speaker (H. J. p. 139) Jan. 29.

S.J.M. 2. Committee on Livestock. On the proposed Argentine sanitary convention.

Read first time (p. 37) Jan. 15; to Livestock (p. 42) Jan. 18; withdrawn from Committee on Livestock and placed under order second reading of bills (p. 42) Jan. 18; read second time (p. 42) Jan. 18; rules further suspended, and placed under order third reading of bills for today (p. 42) Jan. 18; to Enrolling and Engrossing (p. 42) Jan. 18; reported (p. 42) Jan. 18; read third time and adopted (p. 43) Jan. 18; signed by President (p. 43) Jan. 18.

House Record: Read first time (H. J. p. 52) Jan. 18; rules suspended, and placed under order second reading of bills (H. J. p. 53) Jan. 18; read second time (H. J. p. 53) Jan. 18; rules further suspended, and placed under order third reading of bills (H. J. p. 53) Jan. 18; read third time and adopted (H. J. p. 53) Jan. 18; signed by Speaker (H. J. p. 53) Jan. 18.

S.J.M. 3. Smith. On the proposal for a federal leasing system on mining property.

Read first time (p. 57) Jan. 21; rules suspended, and placed under order second reading of bills today (p. 57) Jan. 21; read second time (p. 59) Jan. 21; rules further suspended, and placed under order third reading of bills (p. 59) Jan. 21; to Enrolling and Engrossing (p. 59) Jan. 21; reported (p. 65) Jan. 22; read third time and adopted (p. 65) Jan. 22; signed by President (p. 66) Jan. 22.

House Record: Read first time (H. J. p. 87) Jan. 22; read second time (H. J. p. 94) Jan. 23; to Mines and Mining, and to Petitions and Memorials (H. J. p. 94) Jan. 23; report of Committee on Mines and Mining recommending "do pass" (H. J. p. 98) Jan. 25; report of Committee on Petitions and Memorials recommending "do pass" (H. J. p. 124) Jan. 28; to Committee of Whole (H. J. p. 98) Jan. 25; Committee of Whole report recommending "do pass" (H. J. p. 127) Jan. 28; placed under order third reading of bills (H. J. p. 128) Jan. 28; read third time and adopted (H. J. p. 128) Jan. 28; signed by Speaker (H. J. p. 129) Jan. 28.

S.J.M. 4. Committee on Mines and Mining. Requesting an increase in the price of gold.

Read first time (p. 454) Mar. 1; rules suspended, and placed under order second reading of bills (p. 455) Mar. 1; read second time (p. 468) Mar. 1; rules further suspended, and placed under order third reading of bills (pp. 468-469) Mar. 1; to Enrolling and Engrossing (p. 469) Mar. 1; reported (errata) Mar. 2; read third time and adopted (p. 489) Mar. 2; signed by President (p. 489) Mar. 2.

House Record: Read first time (H. J. p. 609) Mar. 3; read second time (H. J. p. 628) Mar. 4; to Petitions and Memorials (H. J. p. 628) Mar. 4; committee report recommending "do not pass" (H. J. p. 718) Mar. 9; to Committee of Whole (H. J. p. 718) Mar. 9.

Died on calendar.

S.J.M. 5. Baker. Relating to flood control of the lower Gila river in Arizona.

Read first time (p. 505) Mar. 3; to Agriculture and Irrigation (p. 510) Mar. 4.

Died in committee.

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(k) HOUSE JOINT MEMORIALS

H.J.M. 2. Recommending that Congress enact legislation for maximum hours and minimum wages.

Read first time (S. J. p. 347) Feb. 18; to Judiciary (S. J. p. 360) Feb. 19; committee report recommending "do pass" (S. J. p. 647) Mar. 12; to Committee of Whole (S. J. p. 647) Mar. 12.

Died on calendar.

H.J.M. 3. On the retention of the tariff on copper.

Read first time (S. J. p. 216) Feb. 9; to Judiciary (S. J. p. 226) Feb. 10; committee report recommending "do pass" (S. J. p. 254) Feb. 12; to Committee of Whole (S. J. p. 254) Feb. 12.

Died on calendar.

H.J.M. 5. Relating to the establishment of a southwestern wild life experiment station.

Read first time (S. J. p. 443) Feb. 27; to Judiciary (S. J. p. 455) Mar. 1; committee report recommending "do pass" (S. J. p. 476) Mar. 2; to Committee of Whole (S. J. p. 476) Mar. 2.

Died on calendar.

H.J.M. 6. Relating to flood control on the lower Gila river in Arizona.

Read first time (S. J. p. 524) Mar. 5; to Agriculture and Irrigation (S. J. p. 548) Mar. 6; motion to withdraw from committee failed adoption (S. J. p. 591) Mar. 9; committee report recommending "do pass" (S. J. p. 612) Mar. 11; rules suspended, and placed under order second reading of bills (S. J. p. 612) Mar. 11; read second time (S. J. p. 621) Mar. 11; rules further suspended, and placed under order third reading of bills (S. J. p. 621) Mar. 11; read third time and adopted (S. J. p. 631) Mar. 11; signed by President (S. J. p. 631) Mar. 11.

H.J.M. 7. Relating to the construction of a highway to link reclamation projects of the Colorado river.

Read first time (S. J. p. 546) Mar. 6; to Agriculture and Irrigation (S. J. p. 574) Mar. 8; motion to withdraw from committee failed adoption (S. J. p. 591) Mar. 9; committee report recommending "do pass" (S. J. p. 612) Mar. 11; rules suspended, and placed under order second reading of bills (S. J. p. 613) Mar. 11; read second time (S. J. p. 621) Mar. 11; rules further suspended, and placed under order third reading of bills (S. J. p. 622) Mar. 11; read third time and adopted (S. J. p. 631) Mar. 11; signed by President (S. J. p. 631) Mar. 11.

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(1) SENATE CONCURRENT MEMORIALS)

(Note: Concurrent Memorials are an expression of the views of the two houses of the legislature and a petition to an authorized agency.)

S.C.M. 1. Pomeroy. Relating to the Cocopah Indians of the lower Colorado river.

Read first time (p. 57) Jan. 21; rules suspended, and placed under order second reading of bills (p. 57) Jan. 21; read second time (p. 59) Jan. 21; rules further suspended, and placed under order third reading of bills (p. 59) Jan. 21; to Enrolling and Engrossing (p. 59) Jan. 21; reported (p. 65) Jan. 22; read third time and adopted (p. 66) Jan. 22; signed by President (p. 66) Jan. 22; ordered transmitted as Senate Memorial No. 6 (p. 677) Mar. 13.

House Record: Read first time (H. J. p. 87) Jan. 22; read second time (H. J. p. 94) Jan. 23; to Petitions and Memorials (H. J. p. 94) Jan. 23; committee report recommending "do pass" (H. J. p. 124) Jan. 28; to com-

mittee of Whole (H. J. p. 124) Jan. 28; Committee of Whole report recommending "be laid on the table" (H. J. p. 127) Jan. 28; laid on table (H. J. p. 128) Jan. 28.

S.C.M. 2. Harrison. Praying for the relief of certain property owners of Santa Cruz county.

Read first time (p. 74) Jan. 26; to Appropriations (p. 80) Jan. 27; committee report recommending "do pass" (p. 153) Feb. 2; rules suspended, and placed under order second reading of bills (p. 153) Feb. 2; read second time (p. 155) Feb. 2; rules further suspended, and placed under order third reading of bills (p. 156) Feb. 2; to Enrolling and Engrossing (p. 156) Feb. 2; reported (p. 156) Feb. 2; read third time and adopted (p. 157) Feb. 2; signed by President (p. 157) Feb. 2.

House Record: Read first time (H. J. p. 203) Feb. 2; read second time (House errata) (H. J. p. 210) Feb. 3; to Petitions and Memorials (H. J. p. 210) Feb. 3; committee report recommending "do pass" (H. J. p. 285) Feb. 6; to Committee of Whole (H. J. p. 285) Feb. 6; Committee of Whole report recommending "do pass" (H. J. p. 291) Feb. 6; placed under order third reading of bills (H. J. p. 292) Feb. 6; read third time and adopted (H. J. p. 292) Feb. 6; signed by Speaker (H. J. p. 292) Feb. 6.

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(m) HOUSE CONCURRENT MEMORIALS

H.C.M. 1. On compliance with livestock laws by Indian cattlemen.

Read first time (S. J. p. 248) Feb. 12; to Livestock (S. J. p. 286) Feb. 16; committee report recommending "do pass" (S. J. p. 332) Feb. 16; to Committee of Whole (S. J. p. 332) Feb. 16; committee report recommending "do pass" (S. J. p. 472) Mar. 2; placed under order second reading of bills (S. J. p. 473) Mar. 2; read second time (S. J. p. 486) Mar. 2; read third time and adopted (S. J. p. 500) Mar. 3; signed by President (S. J. p. 500) Mar. 3.

H.C.M. 2. Relating to the rehabilitation of Fort Huachuca.

Read first time (S. J. p. 380) Feb. 23; to State Institutions (S. J. p. 390) Feb. 24; committee report recommending "do pass" (S. J. p. 405) Feb. 25; to Committee of Whole (S. J. p. 405) Feb. 25.

Died on calendar.

H.C.M. 3. Relating to the elimination of profit in war, and universal conscription.

Read first time (S. J. p. 390) Feb. 24; to Public Defense

(S. J. p. 404) Feb. 25; committee report recommending "amendments" and "do pass" (S. J. p. 475) Mar. 2; to Committee of Whole (S. J. p. 475) Mar. 2.

Died on calendar.

H.C.M. 5. On highway legislation.

Read first time (S. J. p. 524) Mar. 5; to Highways and Bridges (S. J. p. 548) Mar. 6.

Died in committee.

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(n) SENATE MEMORIALS

(Note: Simple Memorials are merely the petition of the house adopting the same.)

S. M. 1. Smith. Relating to the development of war minerals.

Read first time (p. 168) Feb. 4; rules suspended, and to Mines and Mining (p. 168) Feb. 4; committee report recommending "do pass" (p. 187) Feb. 5; to Committee of Whole (p. 187) Feb. 5; committee report recommending "do pass" (p. 201) Feb. 8; to Style, Revision and Compilation (p. 202) Feb. 8; reported correct (p. 271) Feb. 12; read second time (p. 273) Feb. 12; to Enrolling and Engrossing (p. 275) Feb. 12; reported with "revision corrections", which were adopted (p. 276) Feb. 12; rules suspended, and placed under order third reading of bills (p. 276) Feb. 12; read third time and adopted (p. 278) Feb. 12; signed by President (p. 278) Feb. 12.

S. M. 2. Smith, Jones, Rienhardt, Wieden and Wiltbank. Relating to the proposal to reorganize the federal judiciary.

Read first time (p. 422) Feb. 25; rules suspended, and to Judiciary (p. 423) Feb. 25; motion to withdraw from committee failed adoption (p. 488) Mar. 2; motion to withdraw from committee failed adoption (p. 677) Mar. 11.

Died in committee.

S. M. 3. Keefe. On the prehistoric pueblo of Tuzigoot.

Read in full and adopted (p. 474) Mar. 2; signed by President (p. 474) Mar. 2.

S. M. 4. Kelly. Relating to federal aid for the state for educational programs and purposes.

Read in full and adopted (p. 546) Mar. 6.

S. M. 5. Harrison. Urging adequate appropriations for the maintenance of civilian conservation camps.

Read in full and adopted (p. 601) Mar. 10.

S. M. 6. Pomeroy. Relating to the Cocopah Indians of the lower Colorado river.

PART IV.

SYNOPSIS OF EXECUTIVE ACTION ON SENATE BILLS

Number	Subject	Action of Governor
S. B. 5.	Loans and investments by building and loan associations (Emergency)	Approved Feb. 27
S. B. 6.	Savings banks loans and investments (Emergency)	Approved Feb. 23
S. B. 9.	Electioneering near polling places	Approved Feb. 20
S. B. 15.	Relating to the state auditor	Approved Mar. 8
S. B. 16.	Motor vehicle regulations, fees	Approved Mar. 18
S. B. 19.	Notes, bonds, issued by Federal Housing Administrator (Emergency)	Approved Mar. 6
S. B. 20.	Loans and obligations insured by Federal Housing Administrator	Approved Feb. 27
S. B. 28.	Fees received from grazing districts	Approved Feb. 25
S. B. 30.	Appropriation for Thomas A. Flynn	Approved Mar. 16
S. B. 31.	Landlord and tenant	Approved Mar. 8
S. B. 33.	Appropriation for Double Circle Cattle Company	Approved Mar. 16
S. B. 34.	Appropriation for Chiricahua, Four Drag and Double Circle Cattle Companies	Approved Mar. 16
S. B. 35.	Appropriation for W. L. Ellsworth	Approved Mar. 16
S. B. 36.	Appropriation for Marion P. McEuen	Approved Mar. 16
S. B. 37.	Appropriation for Marion P., Clayton, and Arthur J. McEuen	Approved Mar. 16
S. B. 38.	Appropriation for Chiricahua Ranches Company	Approved Mar. 16
S. B. 44.	Uniform extradition for crime	Filed without signature Feb. 24

- S. B. 45. State board of education authorized to contract for education of Indians...Approved Mar. 15
- S. B. 47. Capitol building elevator (Emergency)...Approved Feb. 19
- S. B. 52. Extending time limit for borrowing money by educational institutions (Emergency) .....Approved Feb. 27
- S. B. 53. Extending time for cities or towns to borrow money or issue bonds (Emergency) .....Approved Feb. 25
- S. B. 55. Extending time for counties, cities, school districts, high school districts, to borrow money or issue bonds (Emergency) .....Approved Feb. 25
- S. B. 59. Bonds of municipalities (Emergency)...Approved Feb. 25
- S. B. 60. Validating obligations of public works projects .....Approved Feb. 27
- S. B. 69. Minimum wage of police and fire-fighters .....Approved Mar. 15
- S. B. 71. Creation of police pension funds.....Approved Mar. 15
- S. B. 83. Unfair sales practices (Emergency).....Approved Mar. 15
- S. B. 100. Classification of counties for fixing of salaries .....Approved Mar. 17
- S. B. 112. Relating to interest on public money (Emergency) .....Approved Mar. 17
- S. B. 115. Reimbursement of general fund for losses in defunct depositories.....Approved Mar. 16
- S. B. 139. Arizona pecan industry.....Approved Mar. 17
- S. B. 149. Inheritance tax, prescribing schedule...Approved Mar. 5

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PART V.

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PART VI.

ERRATA (Typographical and Grammatical)

Page	Line	Subject	Correction
161	51	S. B. No. 92 Insert:	“By unanimous consent the Bill was read the first time by number and title.”
186	41	S. B. No. 102 Insert:	“By unanimous consent the Bill was read the first time by number and title.”
274	27	H. B. No. 75 Strike:	“was placed under the order of business third reading of

Page	Line	Subject	Correction
			bills.", and insert "was referred to the Committee on Enrolling and Engrossing."
285	25	S. C. R. No. 6	Insert: "By unanimous consent, was read the first time by number and title."
331	40	H. B. No. 51	Strike: "Senate Bill No. 51, relating to construction of buildings at state prison" and insert "House Bill No. 51, relating to designating certain roads as part of highway 93".
339	48	S. C. R. No. 3	Insert: "7" after "Noes".
356	29	S. B. No. 92	Strike: "report" and insert "amendments".
436	34	S. B. No. 52	Strike: "No 20, by Mr. Babbitt, exempting federal housing loans from the operation of other statutes" and insert "No. 52, by Mr. Kelly, relating to extension of time for educational institutions to borrow money or issue bonds".
483		S. J. M. No. 4	Insert: "Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Joint Memorial No. 4, relating to the price of gold".
483		S. B. No. 69	Insert: "Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 69, relating to minimum wage for police and firemen".
498		S. B. No. 100	Insert: "Mr. Pomeroy, for the Committee on Enrolling and Engrossing, reported as properly engrossed Senate Bill No. 100, relating to classification of counties for the purpose of fixing salaries."
612	28-a	S. B. No. 196	Insert: "Mr. Kelly moved the adoption of the amendments. The motion was agreed to."
613	30-36	H. B. No. 78	Strike: The Committee report.
643	12	H. B. No. 77	Strike: "No. 224" and insert "No. 77".
652	6	H. B. No. 53	Strike: "of the Whole" and insert "on Appropriations".



# SENATE RULES

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## RULE I.

### OFFICERS

The officers of the Senate shall be a President, who shall be chosen from among the membership of the Senate; a Secretary, a Chaplain, a Sergeant at Arms, a Doorkeeper, and such other employees as may be authorized by the Senate.

## RULE II.

### DUTIES OF THE PRESIDENT

1. The President shall take the chair on every legislative day precisely at the hour to which the Senate, at its last sitting, adjourned; immediately call the members to order and on the appearance of a quorum, cause the Journal of the proceedings of the last day's sitting to be read, having previously examined the same.

2. He shall preserve order and decorum, and in case of disturbance or disorderly conduct in the galleries or the lobby shall take such steps as may be necessary to quell the same.

3. He shall have control of the Senate Chamber, and of the corridors and rooms in that part of the Capitol assigned to the use of the Senate.

4. He shall sign all acts, addresses, joint resolutions, writs, warrants and subpoenas issued by the order of the Senate, and decide all questions of order, subject to an appeal by any member, on which appeal no member shall speak more than once, unless by permission of the Senate.

5. He shall put questions in this form, to-wit: "As many as are in favor (as the question may be), say Aye"; and after the affirmative voice is expressed, "As many as are opposed, say No." If he doubts, or a division is called for, the Senate shall divide; those in the affirmative of the question shall first rise from their seats, and then those in the negative. But on demand of two members a roll call of the ayes and noes shall be ordered at any time before such vote is made certain and declared.

6. He shall have the right to vote, and on all questions he shall vote last.

7. He shall have the right to name any member to perform the duties of the Chair, but such substitution shall not extend beyond an adjournment; provided, however, that in case of his illness, he may make such appointment for a period not exceeding ten days, with the approval of the Senate at the time

the same is made; and in his absence and omission to make such appointment, the Senate shall proceed to elect a President pro tempore to act during his absence.

8. He shall appoint all standing committees, and all select committees unless otherwise ordered by the Senate, and shall name the chairman and chairman pro tempore of each such committee. He shall be an ex-officio member of all committees, but shall not vote or sign reports from any committee except the committees of which he is chairman.

9. He shall refer all proposed measures or other legislative matters to the appropriate committees, as designated by the rules.

10. He shall appoint a Secretary to the President, who shall at all times be under his supervision and direction, and whose compensation shall be determined as the compensation of other officers and employees of the Senate is determined.

### RULE III.

#### DUTIES OF THE SECRETARY

1. It shall be the duty of the Secretary to keep a Journal of each day's proceedings and to provide a typewritten copy of the same, for examination by the President. He shall each day prepare a calendar of the Orders and business of the Day and a like calendar for the Committee of the Whole, and such other dockets and calendars as may be ordered, and shall cause to be placed on the desk of each member, at or before the hour of convening, a typewritten copy of the same.

2. He shall have the custody of all bills, resolutions, memorials, petitions, communications, or other measures, instruments and papers introduced in or submitted to the Senate, subject to such disposition thereof as may be provided by the rules of the Senate or the order of the President, and shall be held strictly accountable for the safe keeping of the same. He shall keep a record of all such measures or instruments, showing at all times the exact standing of each.

3. He shall perform such other duties as may be required of him by the Senate or by the President.

### RULE IV.

#### DUTIES OF THE SERGEANT AT ARMS

1. It shall be the duty of the Sergeant at Arms to attend the Senate and the Committee of the Whole during their sittings, to maintain order under the direction of the President or Chairman, and pending the election of a President pro tempore, under the direction of the Secretary execute the commands of the Senate, and all processes issued by authority thereof, directed to him by the President. Five minutes before the hour of the meeting of the Senate each day he shall see that the floor is cleared of all persons, except those privileged to remain.

## RULE V.

## DUTIES OF THE DOORKEEPER

1. The Doorkeeper shall be under the direction of the Sergeant at Arms. He shall enforce strictly the rules relating to the privileges of the hall and the gallery over the Senate Chamber.

## RULE VI.

## DUTIES OF THE CHAPLAIN

1. The Chaplain shall attend at the commencement of each day's sitting of the Senate and open the same with prayer.

## RULE VII.

## DUTIES OF THE MEMBERS

1. Every member shall be present within the Senate Chamber during its sittings, unless excused or necessarily prevented; and shall vote on each question put, unless he has a direct personal pecuniary interest in the event of such question.

2. Any Senator having obtained leave of absence and having in his possession any papers relating to the business before the Senate shall leave such papers with the Secretary.

## RULE VIII.

## QUESTION OF PRIVILEGE

1. Question of privilege shall be: First, those affecting the rights of the Senate, its safety, dignity, and the integrity of its proceedings; second, the rights, reputation and conduct of members individually in their representative capacity only. Question of privilege shall have precedence of all other questions, except motions to adjourn.

## RULE IX.

## STANDING COMMITTEES

1. Rules, to consist of three members.
2. Judiciary, to consist of five members.
3. Finance, to consist of five members.
4. Methods of Business, to consist of five members.
5. State Institutions, to consist of five members.
6. Appropriations, to consist of seven members.
7. Public Health, to consist of five members.

## SENATE RULES

8. Public Defense, to consist of five members.
9. Education, to consist of five members.
10. Highways and Bridges, to consist of seven members.
11. Agriculture and Irrigation, to consist of seven members.
12. Livestock, to consist of five members.
13. Mines and Mining, to consist of five members.
14. Labor and Capital, to consist of seven members.
15. Banking and Insurance, to consist of five members.
16. Public Lands, to consist of five members.
17. Suffrage and Elections, to consist of five members.
18. Constitutional Amendments and Referendum, to consist of five members.
19. Municipalities, to consist of five members.
20. Employees and Supplies, to consist of seven members.
21. Enrolling and Engrossing, to consist of three members.
22. Style, Revision and Compilation, to consist of five members.

## RULE X.

## POWERS AND DUTIES OF COMMITTEES

1. The first Senator named on a committee shall be the chairman thereof; the second shall be the chairman pro tempore, and in the absence of the chairman, the chairman pro tempore shall have all of the powers and duties of the chairman.
2. All committee meetings shall be called by the chairman, or in his absence by the chairman pro tempore. Each member of a committee shall be notified of the time and place of any such meeting.
3. A majority of the members of a committee shall constitute a quorum for the consideration of any matter referred to it.
4. The committee to which any bill, resolution or other measure is referred, shall consider the same and report its recommendation thereon within ten days, inclusive of the date of reference. All amendments proposed by the committee shall be clearly set out in the committee's report by specific reference to each section or item proposed to be amended, with the words designed to be stricken out, inserted or substituted, and the report shall be accompanied by a copy of the measure, or of the section or items proposed to be amended as it or they would read if amended as recommended.
5. The consent of a majority of the members appointed on a committee shall be necessary to report any bill or other measure or matter referred to such committee. Each such report shall be designated (a) a unanimous report; (b) a majority report,

or (c) a minority report. A unanimous report shall require the definite acquiescence in its recommendations of each member of the committee, which fact shall be stated, and it shall designate the member appointed to present it. A majority report must bear the signatures of a majority of the members appointed on the committee, and shall designate the member appointed to present it. A minority report may bear the signatures of any number of members joining in its recommendations and shall be considered the recommendations merely of the member or members signing the same.

6. Bills, resolutions and other measures referred to any committee may, at the discretion of the Senate, be withdrawn therefrom and placed before the Senate for its consideration at any time.

7. No committee, except the Committee on Rules, shall sit during the sitting of the Senate without special leave.

8. It shall always be in order to call up for consideration a report from the Committee on Rules, and pending the consideration thereof the President may entertain one motion only, that the Senate adjourn; but after the result of such motion is announced he shall not entertain any other dilatory motion until the said report shall have been fully disposed of.

9. The Committee on Employees and Supplies, subject to the approval of the Senate, shall, except as otherwise provided, employ all clerks, stenographers and other attaches necessary for the proper and expeditious performance of the business of the Senate, with power to assign, fix compensation and discharge. It shall also procure all printed matter or other supplies desired for the use of the Senate, and in general perform the duties of employing and purchasing.

10. On the twentieth legislative day prior to the close of the regular session, or at such time as may be determined by the Senate at any special or called session, the President shall appoint four additional members of the Committee on Rules, to serve during the remainder of such session, and the said committee shall henceforth have authority to present, from time to time, rules designating the order in which bills or measures shall be considered by the Senate or by the Committee of the Whole, which rules shall in all cases be deemed standing rules of the Senate. The authority so given to the Committee on Rules, and the membership of the added members, shall expire with the close of such session of the legislature.

## RULE XI.

### CALENDARS

1. There shall be two calendars of business reported from committees, viz:

(a) A Calendar of the Committee of the Whole, upon which, unless otherwise ordered, shall be placed all bills and resolutions reported by standing or select committees, except

such bills and resolutions as may in the performance of their routine duties, be reported by the Committee on Enrolling and Engrossing; Style, Revision and Compilation, and Employees and Supplies.

(b) A Senate Calendar, to which shall be referred all bills, or orders, reported by the Committee of the Whole.

## RULE XII.

### DECORUM AND DEBATE

1. When a Senator desires to speak, he shall rise and address the Presiding Officer, and shall not proceed until he is recognized, and the Presiding Officer shall recognize the Senator who shall first address him. No Senator shall interrupt another Senator in debate without his consent, and to obtain such consent he shall first address the Presiding Officer.

2. The Senator who reports a measure from a committee shall have the right to open and close the debate on such measure.

3. No Senator in debate shall, directly or indirectly, by any form of words, impute to another Senator or to other Senators any conduct of motive unworthy or unbecoming a Senator.

4. No Senator shall refer offensively to any county in the State.

5. If any Senator, in speaking or otherwise, transgress the rules of the Senate, the Presiding Officer shall call him to order; and when called to order he shall sit down and not proceed without leave of the Presiding Officer or upon motion adopted by the Senate, that he be allowed to proceed in order, which motion shall be determined without debate.

6. If a Senator be called to order for words spoken in debate, the exceptionable words shall, upon the demand of any Senator, be taken down in writing, and read at the table for the information of the Senate.

7. While the Presiding Officer is putting a question or addressing the Senate, no member shall walk out of or across the Chamber, nor, when a member is speaking, pass between him and the Chair; nor remain by the Secretary's desk during the call of the roll for the counting of ballots; and the Sergeant at Arms is charged with the strict enforcement of this clause.

## RULE XIII.

### CALL OF THE ROLL

1. Upon every roll call the names of the members shall be called alphabetically by the surname, except when two or more have the same surname, in which case the name of the county shall be added; and after the roll has been once called, the Secretary shall call in their alphabetical order the names of those not voting or who failed to respond.

2. No Senator shall absent himself from the service of the Senate without leave.

3. A majority of the Senators elected shall constitute a quorum.

4. If, at any time during a session of the Senate, a question shall be raised by any Senator as to the presence of a quorum, the Presiding Officer shall forthwith direct the Secretary to call the roll and shall announce the result, and these proceedings shall be without debate.

5. Whenever it shall be ascertained that a quorum is not present a majority of the Senators present may direct the Sergeant at Arms to request, and, when necessary, to compel the attendance of the absent Senators, which order shall be determined without debate, and pending its execution, and until a quorum shall be present, no debate or motion, except to adjourn, shall be in order.

6. A call of the Senate shall be made upon the demand of three Senators.

#### RULE XIV.

#### MOTIONS

1. All motions shall be reduced to writing, if desired by the Presiding Officer or by any Senator, and shall be entered on the Journal with the name of the member making it, and shall be read before the same shall be debated.

2. Any motion or resolution may be withdrawn or modified by the mover at any time before a decision, amendment or ordering of Ayes and Noes, except a motion to reconsider, which shall not be withdrawn without leave.

3. When any motion or proposition is made, the question: "Will the Senate now consider it?" shall not be put unless demanded by a Senator.

4. A motion to lay on the table an amendment proposed to any pending measure shall not carry with it, or prejudice, such measure.

5. When a bill or resolution is accompanied by a preamble, such preamble may be laid on the table without prejudice to the bill or resolution, and shall be a final disposition thereof.

6. No motion or proposition on a subject different from that under consideration shall be admitted under color of amendment.

7. The President shall propound all questions in the order in which they shall be moved unless a subsequent motion be previous in its nature, except that in filling blanks and in assigning times for the consideration of business the largest sum or percentage and the longest time shall be preferred.

8. When a motion or proposition is under consideration,

a motion to amend and a motion to amend that amendment shall be in order, and it shall also be in order to offer a further amendment by way of substitute, to which one amendment may be offered, but it shall not be voted on until the original matter is perfected, but either may be withdrawn before amendment or decision is had thereon.

9. The following questions shall be undebatable:

- (a) Motion to adjourn.
- (b) Motion to lay on table.
- (c) Motion for the previous question.
- (d) Motion to suspend a rule or the rules.
- (e) An appeal from the decision of the Chair when it relates to violations of the rules or to disorder or to priority of business, or when the previous question was pending at the time the appeal was taken.
- (f) Questions of order arising after the order is made for the previous question or upon debatable business.
- (g) Questions relating to priority of business.

#### RULE XV.

##### PRECEDENCE OF MOTIONS

1. When a question is pending no motion shall be received except:

To adjourn.

To adjourn to a day certain, or that when the Senate adjourn it shall be to a day certain.

To take recess.

To proceed to the consideration of executive business.

To lay on the table.

The previous question.

To postpone indefinitely.

To postpone to a day certain.

To commit.

To amend.

Which several motions shall have precedence as they stand arranged and the motion to adjourn, to take a recess, to proceed to the consideration of executive business, to lay on the table, and the previous question, shall be decided without debate.

2. If a question in debate contains several propositions, any Senator may have the same divided, except a motion to strike

out and insert, which shall not be divided, but the rejection of a motion to strike out and insert one proposition shall not prevent a motion simply to strike out; nor shall the rejection of a motion to strike out prevent a motion to strike out and insert. But when a motion to strike out and insert is pending, the part to be stricken out and the part to be inserted shall each be regarded for the purpose of amending, as a question; and a motion to amend the part to be stricken out shall have precedence.

3. When motions are made for reference of a subject to a select committee, or to a standing committee, the question of a standing committee shall be put first; and a motion simply to refer shall not be open to amendment, except to add instructions.

4. At any time after the reading of the Journal it shall be in order, by direction of the appropriate committees, to move that the Senate resolve itself into the Committee of the Whole for the purpose of considering bills for the raising of revenue or the general appropriation bill.

#### RULE XVI.

##### RECONSIDERATION

1. When a question has been decided by the Senate, any Senator voting with the prevailing side may, on the same day or on either of the next two days of actual session thereafter, move a reconsideration, which motion shall be immediately put; and if the Senate shall refuse to reconsider, or upon reconsideration shall affirm its first decision, no other motion to reconsider shall be in order unless by unanimous consent. Every motion to reconsider shall be decided by a majority vote, and may be laid on the table without affecting the question in reference to which the same is made, which shall be a final disposition of the motion.

2. When a bill, resolution, report, amendment, order or measure, upon which a vote has been taken, shall have gone out of the possession of the Senate, and has been committed to the House of Representatives the motion to reconsider shall be accompanied by a motion to request the House to return the same, which last motion shall be acted upon immediately, and without debate, and if determined in the negative shall be a final disposition of the motion to reconsider.

#### RULE XVII.

##### PREVIOUS QUESTION

1. When the previous question, upon the adoption of a motion therefor, is ordered, it shall have the effect to cut off all debate and bring the Senate to a direct vote upon the immediate question or questions on which it has been asked and ordered. The previous question may be asked and ordered upon a single motion, a series of motions allowable under the rules, or an amendment or amendments, or may be made to embrace

all authorized motions or amendments and include the bill to its passage or rejection. It shall be in order, pending the motion for, or after the previous question shall have been ordered, for the President to entertain and submit a motion to commit, with or without instructions, to a standing or select committee.

#### RULE XVIII.

##### BILLS AND RESOLUTIONS

1. When a Senator desires to introduce a bill, resolution or memorial, he shall deliver an original and six copies to the Secretary, with his name endorsed on each. The Secretary shall give the measure so introduced a number, and the title of the measure, together with its number and the name of the introducer, shall be entered on the Journal.

2. (a) The original of any measure introduced shall be endorsed "Original", and shall at all times remain in the possession of the Secretary. (b) The first copy shall be endorsed "Committee Copy", and shall be for the sole and exclusive use of the committee to which the measure is referred. When desired by the committee it shall be by the Secretary surrendered to the Chairman or to the chairman pro tempore thereof, who shall receipt for the same, and when not in use by the committee it shall be returned to and left in the custody of the Secretary. (c) If the measure is ordered printed, one copy shall be turned over to the chairman or to the chairman pro tempore of the Committee on Employees and Supplies. (d) One copy shall be for the use of the President, and the additional copies shall be in the control of and subject to such disposition as he may direct.

3. A bill, resolution, memorial or other matter introduced "by request", shall be so endorsed and the fact shall be entered upon the Journal.

4. All bills, resolutions, or other measures, shall lie over one day for consideration following introduction, unless by a two-thirds vote the Senate shall otherwise direct.

#### RULE XIX.

##### VOTING

1. When the Ayes and Noes are ordered, the names of Senators shall be called alphabetically, and each Senator shall, without debate, declare his assent or dissent to the question, unless excused by the Senate, and no Senator shall be permitted to vote after the decision shall have been announced by the Presiding Officer, but may for sufficient reason change his vote. No motion to suspend this rule shall be in order, nor shall the Presiding Officer entertain any request to suspend by unanimous consent.

2. When a Senator declines to vote on the second call of his name, he shall be required to assign his reasons therefor, and having assigned them, the Presiding Officer shall submit

the question to the Senate: "Shall the Senator, for the reasons assigned by him, be excused from voting?" which shall be decided without debate, and these proceedings shall be had after the roll call and before the result is announced and any further proceedings in reference thereto shall be after such announcement.

#### RULE XX.

##### COMMITTEE OF THE WHOLE

1. In forming a Committee of the Whole, the President shall leave the chair after appointing a chairman to preside. The chairman so appointed shall preserve order, and in case of disturbance or disorderly conduct in the galleries or lobby shall have power to cause the same to be cleared.

2. All bills or joint resolutions which shall have received one reading and have been reported by the standing or select committee to which referred, shall, in the absence of a contrary order by the Senate, be considered in Committee of the Whole.

3. The calendar of the Committee of the Whole shall be taken up in regular order, or in such order as the committee may determine by a suspension of the rules, unless the bill to be considered was determined by the Senate at the time of going into committee, but bills for raising revenue and the general appropriation bill shall have precedence.

4. The rules of the Senate shall be observed in the Committee of the Whole, so far as applicable.

5. In Committee of the Whole, bills and resolutions shall be read by the Secretary and considered item by item, unless otherwise ordered by the committee, leaving preambles or titles to be last considered. The body of a bill shall not be defaced or interlined, but amendments shall be noted by the Chairman or Secretary upon a separate piece of paper and reported to the Senate.

6. The proceedings of the Committee of the Whole, with all roll calls, shall be taken down by the Secretary of the Senate, acting as the Secretary of the Committee of the Whole. The Chairman of the Committee of the Whole shall in his report set forth all affirmative actions of the Committee of the Whole.

#### RULE XXI.

##### ORDER OF BUSINESS

1. Unless otherwise ordered, the Senate shall convene every legislative day at 10:00 o'clock a. m., and continue in session until 12 o'clock, take recess until 2 o'clock p. m., and remain in session until 5 o'clock p. m.

2. The order of business shall be as follows:

(a) Prayer by the Chaplain.

- (b) Roll call.
- (c) Reading of the Journal.
- (d) Business lying on the President's table.
- (e) Petitions, Memorials and Remonstrances.
- (f) Report of the Committee of the Whole.
- (g) Orders of the Day.
- (h) Introduction and first reading of Bills.
- (i) Reference of Bills.
- (j) Report of Committee on Employees and Supplies.
- (k) Reports of Standing Committees.
- (l) Reports of Select Committees.
- (m) Second reading of Bills.
- (n) Third reading of Bills.
- (o) Committee of the Whole.
- (p) Other Business of the Senate.

3. The President shall, upon each day, announce to the Senate the business in order, agreeable to the order of business contained in Clause 2 of this Rule; and no business shall be taken up or considered until the class to which it belongs shall be declared to be in order, nor after the order to which it belongs is closed, except by order of the Senate. All questions relating to the order of business shall be decided by a majority without debate.

4. Every bill shall be read by sections on three different days, unless two-thirds of the Senate deem it expedient to dispense with this rule; but the reading of the bill by sections on its final passage shall in no case be dispensed with, and the vote on the final passage of any bill or joint resolution shall be taken by Ayes and Noes on roll call.

The Presiding Officer shall give notice at each reading whether it be the first, second or third reading, and a Journal entry of the same shall be made by the Secretary.

5. The regular order to be taken by bills and joint resolutions shall be as follows:

- (a) Upon introduction the measure shall be read the first time in full, and laid over for one day. On the following legislative day, unless otherwise ordered, it shall be announced by title, referred to an appropriate standing committee, and 1500 copies of the same ordered printed. Within forty-eight hours the printed copies shall be reported by the Committee on Employees and Supplies.
- (b) The committee to which the measure has been referred

shall examine the same and report it to the Senate, with the committee's recommendations, within ten days, inclusive of the day of reference. All amendments proposed by the committee shall be clearly set out in the committee's report by specific reference to each section or item to be amended, together with the words proposed to be stricken out, inserted or substituted, and such report shall be accompanied by a copy of the measure or of the sections or items proposed to be amended as it or they would read if amended as recommended.

- (c) The measure shall then be placed upon the calendar of the Committee of the Whole in the order in which it shall have been reported to the Senate, which position it shall occupy until its final disposition by the committee. It shall be reported by the Committee of the Whole in the order in which disposed of by that committee, and shall be placed upon the Senate calendar in the order in which so reported, which order it shall retain on the calendar until finally disposed of. It may be amended at any time, however, prior to final passage, without losing its position on the calendar, except in the case of re-commitment to a standing or select committee, in which event, if any amendment be reported, the measure shall be again subjected to the procedure prescribed for measures originally committed to such committee.
- (d) Under the head of Orders of the Day, all measures on the Senate calendar shall be acted upon in the order in which they appear thereon. The report of the Committee of the Whole may be adopted as a whole, and upon such adoption the President of the Senate shall refer all measures which are recommended for passage to the Committee on Style, Revision and Compilation. Each measure in such report, the recommendation in reference to which shall be that it be indefinitely postponed, shall be submitted separately to the Senate. The question shall then be, "Shall the measure be indefinitely postponed?"
- (e) The Committee on Style, Revision and Compilation shall return the measure to the Senate within two days, exclusive of the day of reference, with all the proposed amendments clearly set out in the Committee's report, as required by subdivision (b) of this Rule, and the question shall then be upon any amendment or amendments so proposed. The Committee on Style, Revision and Compilation shall have power only to revise the language used in the interest of grammatical excellence, uniformity, accuracy, clearness, brevity and consistency, and must not in any way destroy the sense of any measure referred to it. The measure shall then have its second reading in the form to which it may have been amended. The ques-

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tion shall then be, "Shall the bill (or other measure) be engrossed and have a third reading?" or, if the measure originated in the House, "Shall the bill (or other measure) have a third reading?". If decided in the affirmative, the measure shall be placed upon the calendar in its proper order.

- (f) Upon report from the Committee on Enrolling and Engrossing, the bill shall be placed on third reading and final passage.

## RULE XXII.

## SPECIAL ORDERS

1. Any subject may, by two-thirds vote of the Senators present, be made a special order, and shall be considered under the head of Orders of the Day.

2. The unfinished business in which the Senate was engaged at the time of the last adjournment shall have preference in the Orders of the Day, unless it shall be otherwise ordered by the Senate, and shall be continued among the Orders of the Day for each succeeding day until disposed of.

3. When two or more special orders have been made for the same time, they shall have precedence according to the order in which they were severally assigned, and that order shall be changed only by direction of the Senate, and all motions to change such order or to proceed to the consideration of other business shall be decided without debate.

## RULE XXIII.

## JOURNALS

1. The proceedings of the Senate and of the Committee of the Whole shall be briefly and accurately stated in the Journal. Titles of all bills, resolutions and measures, and such parts as shall be affected by proposed amendments, readings, references and reports, and every vote, motion and roll call, and a brief statement of the contents of each petition, memorial or paper presented to the Senate, shall be entered on the Journal.

2. All confidential legislative and executive proceedings and the proceedings when sitting as a Court of Impeachment, shall be recorded in a separate book.

3. The protest of any Senator and reasons therefor shall be entered on the Journal, but no protest shall exceed two hundred words in length, without the consent of the Senate.

## RULE XXIV.

## EXECUTIVE SESSION

1. Upon motion, duly seconded, to close the doors of the

Senate, for the discussion of any business which may, in the opinion of the Senators, require secrecy, the Presiding Officer shall direct the galleries to be cleared, and during the discussion of such motion the doors shall remain closed.

2. When acting upon confidential or executive business, unless the same shall be considered in open executive session, the Senate Chamber shall be cleared of all persons, except the Secretary, the Sergeant at Arms, the Assistant Sergeant at Arms, the Doorkeeper, and such other officers as the Presiding Officer shall think necessary, and all such officers shall be sworn to secrecy.

3. All confidential communications from the Governor of the State or confidential measures by him laid before the Senate, and all remarks, votes and proceedings thereon, shall be by the Senators and the officers of the Senate kept secret, until the Governor in writing and the Senate by resolution shall remove the injunction of secrecy.

4. Any Senator or officer of the Senate who shall disclose any secret, confidential business or executive proceedings of the Senate shall be liable, if a Senator, to suffer expulsion from the body, and if an officer, or employee, to dismissal from the service of the Senate and punishment for contempt.

5. Whenever, by request of the Senate or any committee thereof, any documents or papers shall be communicated to the Senate by the governor or the head of any department relating to any matter pending in the Senate, the proceedings in regard to which are secret or confidential under the rules, said documents and papers shall be considered as confidential, and shall not be disclosed without leave of the Senate.

## RULE XXV.

### PROCEEDINGS ON NOMINATIONS

1. When nominations shall be made by the Governor of the State to the Senate, they shall, unless otherwise ordered, be referred to appropriate committees, and the final question on every nomination shall be, "Will the Senate advise and consent to this nomination?", which question shall not be put on the same day on which the nomination is received nor on the day on which it may be reported by a committee, unless by unanimous consent.

2. All information communicated or remarks made by a Senator when acting upon nominations, concerning the character or qualifications of the persons nominated, also all votes upon any nomination, shall be kept secret. If, however, charges shall be made against a person nominated, the committee may, in its discretion, notify such nominee thereof, but the name of the person making such charges shall not be disclosed. The fact that a nomination has been made, or that it has been confirmed or rejected, shall not be regarded as a secret.

3. When a nomination is confirmed or rejected, any Senator voting in the majority may remove for a reconsideration on the same day on which the vote was taken, or on either of the

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next two days of actual session of the Senate. Any motion to reconsider the vote on a nomination may be laid on the table without prejudice to the nomination and shall be final disposition of such motion.

4. Nominations confirmed or rejected by the Senate shall not be returned by the Secretary to the Governor until the expiration of the time limit for making a motion to reconsider the same, or while a motion to reconsider is pending, unless otherwise ordered by the Senate.

## RULE XXVI.

## COPIES OF RECORDS OF EXECUTIVE SESSIONS

1. The Governor of the State shall, from time to time, be furnished with an authenticated transcript of the executive records of the Senate, but no further extract from the Executive Journal shall be furnished by the Secretary, except by special order of the Senate.

## RULE XXVII.

## MESSAGES

1. Messages from the Governor of the State, or from the House of Representatives, may be received at any stage of proceedings, except while the Senate is dividing, or while the Journal is being read, or while the question of order or a motion to adjourn is pending.

2. Messages shall be sent to the House of Representatives by the Secretary, who shall previously certify the determination of the Senate upon all Bills, Joint Resolutions and other measures which may be communicated to the House, or in which its concurrence may be requested, and the Secretary shall also certify and deliver to the Governor of the State all resolutions and other communications which may be directed to him by the Senate.

## RULE XXVIII.

## CONFERENCE REPORTS

1. The presentation of reports of committees of conference shall always be in order, except when the Journal is being read or a question of order or a motion to adjourn is pending, or while the Senate is dividing; and when received the question of proceeding to the consideration of the report, if raised, shall be immediately put, and shall be determined without debate.

And there shall accompany every such conference report a detailed statement sufficiently explicit to inform the Senate what effect such amendments or propositions, if any, will have upon the measure to which they relate.

## RULE XXIX.

## JEFFERSON'S MANUAL

1. The Rules of Parliamentary Practice comprised in Jefferson's Manual and the Manuals of Congress shall govern the Senate in all cases to which they are applicable, and in which they are not inconsistent with the standing rules and orders of the Senate and joint rules of the Senate and House of Representatives.

## RULE XXX.

## PRINTING

1. Unless otherwise ordered, there shall be printed 1500 copies of all bills, resolutions or other measures referred to the Committee on Employees and Supplies for the purpose of being printed. If said committee, however, after examining any such bill, resolution or measure, shall deem it inadvisable to have the same printed, or shall deem it expedient to have any number other than 1500 printed, it may return such measure to the Senate with its recommendations.

## RULE XXXI.

## PRIVILEGES OF THE FLOOR

1. Except by unanimous consent, or unless otherwise ordered by a two-thirds vote of the Senate, no person except members, officers and employees of the Senate shall have the privilege of, or be admitted to the floor of the Senate Chamber at any time; provided, that the Committee on Rules may grant the privilege of the floor, subject to revocation in any instance by order of the Senate, to ex-members of the Senate and to members of the House of Representatives; provided, further, that the President may give permission to persons to pass through the Senate Chamber to the President's office, and the chairman or the chairman pro tempore of the Committee on Employees and Supplies may give permission to persons to pass through the Senate Chamber in the ordinary course of transacting the necessary business of such committee; and provided, further, that the chairman or chairman pro tempore of any Senate Committee may give permission to a witness to pass through the Senate Chamber to a committee room for the purpose of appearing at a hearing before such a committee.

2. The main gallery shall at all times, except when the Senate is in executive session or the Senate or President shall order the galleries cleared, be open to the public subject to the full observance of the rules of the Senate.

3. A press gallery shall be maintained, to which shall be admitted only duly accredited representatives of the press holding non-transferable cards issued by the Committee on Rules and revocable at the discretion of said committee. Any press

representative desiring admission to the press gallery shall make application to the Committee on Rules for a pass, and shall accompany such application with a statement of facts of his press connections, and with a request by the newspaper or news gathering organization with which he is connected for such pass. Passes shall not be issued to more than two representatives of one newspaper or news gathering organization, and not more than one such representative at a time shall occupy a seat in the press gallery if such seat is desired by the representative of any other newspaper or news gathering organization.

#### RULE XXXII.

##### LEGISLATIVE REPRESENTATIVES

Any person desiring to be heard concerning legislation in behalf of any person, firm, association, organization, company or corporation (except a municipal or other public corporation) shall first make application in writing to the chairman of the committee, stating the bill he desires to present arguments upon, and whom he represents. The chairman may issue a permit which shall give such person the right to file with the committee having under consideration the bill or legislation regarding which said permit has been issued, written or printed briefs, statements, or arguments. If so notified by said committee through its chairman, he may appear before said committee in open public hearing and present arguments and testimony at the pleasure of such committee. Chairmen of committees shall, on request, give information as to the holding of public hearings, and the time and place of the same, and committees may hold such public hearings as they desire.