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72	An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada, and to repeal certain Acts relating thereto," approved March 23, 1891, together with the Acts amendatory thereof or supplemental thereto. Dow, Farndale, Tandy, Whalen, Donnelly, and Jones	97, 106, 122, 126, 191, 192, 224, 226
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84	An Act making an appropriation to assist the State Board of Stock Commissioners in combating certain livestock diseases constituting a menace to the public health. Committee on Livestock	104, 120, 134, 145, 146, 390, 419, 451, 454
85	An Act to amend an Act entitled "An Act creating the office of Labor Commissioner of this State, providing for the appointment of such commissioner and other employees, defining their duties and fixing their compensation, and providing a penalty for the violation of its provisions, and other matters relating thereto," approved March 24, 1915. Committee on Labor	104, 120, 279, 296, 377, 383, 437, 440
86	An Act to amend an Act entitled "An Act to provide educational facilities for the children in the State Orphans' Home and other matters properly connected therewith," approved March 20, 1911, together with the Acts amendatory thereof or supplemental thereto. Dickerson	107, 120, 131, 139, 183, 208, 267, 276
87	An Act for the relief of George R. Howard. Tognoni	107, 120, 122, 125, 126, 236, 246, 250
88	An Act providing for the reemployment of persons called from their employment by reason of the provisions of the so-called Federal "Selective Training and Service Act of 1940," and providing for the method of enforcing the provisions thereof. Farndale	110, 120, 134, 146, 157, 267, 276
89	An Act to authorize housing authorities to undertake the development or administration of projects to assure the availability of safe and sanitary dwellings for persons engaged in national defense activities who would not otherwise be able to secure such dwellings within the vicinity thereof; to limit the initiation of the development of such projects until December 31, 1943; to authorize housing authorities to cooperate with or act as agent of the Federal Government in the development and administration of such projects of the Federal Government, to acquire or lease such projects and to sell certain projects to the Federal Government; to authorize public bodies to assist such projects of housing authorities and of the Federal Government; and other matters properly relating thereto. Farndale and Baker	110, 120, 196, 221
90	An Act to authorize cities, towns, counties, and other public bodies and subdivisions to aid housing projects of housing authorities or of the United States of America by conveying or dedicating property, by furnishing parks, playgrounds, streets, roads, water, sewer, or drainage facilities, and other improvements and facilities, by purchasing bonds of housing authorities, by exercising certain other powers and by making agreements relating to such aid; to authorize cities, towns, counties, and other public bodies and subdivisions to make agreements respecting the exercise of their powers relating to the remedying or elimination of unfit dwellings; to authorize cities and counties to make agreements relating to payments by housing authorities; to authorize certain cities and counties to pay moneys to housing authorities; and other matters properly relating thereto. Farndale and Baker	110, 124
91	An Act to create a State Highway Commission in the State of Nevada, providing for the membership thereof, designating the terms of office of such commissioners, defining their powers and duties, defining the duties of other persons, creating highway districts in the State of Nevada, and other matters properly relating thereto. Baker	111, 124, 176, 177, 184, 329, 337, 338, 340, 362, 363, 400
92	An Act authorizing the County Treasurer and the County Auditor of Clark County, of the State of Nevada, to transfer certain funds now in the treasury of said county. Clark County Delegation	111, 116, 119, 120, 276, 307, 315, 406, 455
93	An Act to promote the public welfare by providing for public assistance to needy blind persons, to provide rules and regulations for such assistance, fixing the eligibility requirements to receive such assistance;	

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	authorizing the administration of funds made available to or by the State Department of Public Welfare for assistance to needy blind persons; repealing all Acts and parts of Acts in conflict herewith; and other matters relating thereto. Farndale and Giroux	114, 134, 270, 383
94	An Act to promote the public welfare by providing assistance to dependent children; defining the term "dependent children"; to provide rules and regulations for such assistance; fixing the eligibility requirements to receive such assistance; designating the single State agency in this State to supervise the administration of aid to dependent children, and defining the authority and duties thereof; providing for cooperation with the Government of the United States, and with such Federal board, agency, commission or department thereof, as the Federal Government may authorize therefor, in furnishing aid to dependent children in Nevada; authorizing the administration of funds made available to or by the State Welfare Department for assistance or aid to dependent children; providing for the establishment of certain State and county funds and regulating the expenditures therefrom; providing that the counties of this State shall make financial provisions for aid to dependent children as provided in this Act; providing penalties for the violation of the provisions of this Act; repealing all Acts and parts of Acts of this State in conflict herewith; and other matters relating thereto. Williams	116, 131, 290
95	An Act to regulate the practice of naturopathy, to create a board of examiners of naturopathic physicians, and to prohibit the practice of any other mode or system under the name of naturopathy. Committee on Social Welfare	117, 131, 141
96	An Act regulating the use of fumigating materials or substances in houses, apartments, and other human habitations, defining the duties of certain persons in relation thereto, prohibiting certain acts and the use of certain materials, providing the penalty for the violation of the provisions of this Act and other matters properly relating thereto. Phillips	118, 131, 164, 171, 175, 378, 383, 437, 440
97	An Act to provide for an appropriation for the Nevada School of Industry, situated at Elko, Nevada, and other matters properly connected therewith. Committee on Ways and Means	120, 131, 134, 146, 183, 208, 267, 276
98	An Act authorizing and empowering the Board of Trustees of the Tonopah School District No. 20, Nye County, Nevada, to transfer moneys from the Tonopah District High School Emergency Redemption and Interest Fund to the Tonopah High School Fund. Nye County Delegation	121, 134, 141, 149, 191, 221, 226
99	An Act authorizing the County Treasurer and the County Auditor of Ormsby County, of the State of Nevada, to transfer certain funds now in the treasury of said county. Dickerson	121, 134
100	An Act to create a civil service commission in the city of Reno, Nevada; providing for selective service for the officers and employees of the police, fire and engineering departments and of the office of the City Clerk of said city; defining the powers of said commission; regulating the removal, suspension and demotion of the personnel of said departments and of said office; and other matters relating thereto. Brown	121, 134
101	An Act to amend an Act entitled "An Act concerning the bringing of indigent, incompetent, or incapacitated persons into the State or from one county into another county of this State, and fixing the penalty therefor," approved February 20, 1905. Committee on Judiciary	123, 134, 268, 280, 292, 307, 316, 319
102	An Act to provide for the adoption of children, defining the methods of procedure therefor, defining the duties of certain persons in relation therewith, and other matters properly relating thereto. Williams	124, 137, 290, 329, 330, 342, 353, 361, 370, 372, 373, 450, 456

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103	An Act relating to the compensation of injured workmen in the industries of this State and the compensation to their dependents where such injuries result in death, creating an industrial insurance commission, providing for the creation and disbursement of funds for the compensation and care of workmen injured in the course of employment, and defining and regulating the liability of employers to their employees; and repealing all Acts and parts of Acts in conflict with this Act. Farndale, Thompson and Whalen	125, 151, 239, 246
104	An Act fixing and determining the amount of money that shall be apportioned to Clark County as its annual share of the $300,000 provided to be paid to the State of Nevada under and by virtue of provisions, terms, and conditions of that certain Act enacted by the Seventy-Sixth Congress of the United States of America, entitled "An Act authorizing the Secretary of the Interior to promulgate and to put into effect charges for electrical energy generated at Boulder dam, providing for the application of revenues from said project, authorizing the operation of the Boulder power plant by the United States directly or through agents, and for other purposes," if, as, and when such Act becomes effective and said sum or any part thereof is paid thereunder. Jones, Baker, Farndale and Kelly	129, 153
105	An Act providing for an appropriation to enable Humboldt County Agricultural District No. 3 to conduct a county fair for the years 1941 and 1942. Humboldt County Delegation	130, 151
106	An Act requiring common carrier railroads operating in the State of Nevada to provide adequate caboose cars on trains operated therein, providing for the type of construction and lighting of such caboose cars, providing certain exceptions in the Act, providing a penalty for the violation hereof, and other matters relating thereto. Jepson and Covington	130, 151
107	An Act to amend an Act entitled "An Act to amend an Act entitled 'An Act providing for the creation of a State Barbers' Health and Sanitation Board, defining the powers and duties of said board, defining certain terms, prescribing the terms upon which licenses or certificates of registration, health, and sanitation may be issued to practitioners of barbering, creating county boards and declaring their powers and duties, prescribing penalties for the violation hereof, repealing all Acts and parts of Acts inconsistent herewith, and other matters relating thereto,' approved March 26, 1929, together with the Acts amendatory thereof or supplementary thereto," approved March 25, 1939. Whalen	135, 158, 237, 243, 244
108	An Act to amend an Act entitled "An Act creating a commission to be known as the Colorado River Commission of Nevada, defining its powers and duties, and making an appropriation for the expenses thereof, and repealing all Acts and parts of Acts in conflict with this Act," approved March 20, 1935. Farndale, Jones, Kelly and Baker	135, 158, 400, 407, 409
109	An Act to amend an Act entitled "An Act relating to and providing for the protection, propagation, restoration, domestication, introduction, purchase, and disposition of wild animals, wild birds and fish; creating certain offices, providing the method of selecting the officers therefor, defining the powers and duties of certain officers and other persons; defining certain terms; providing for the licensing of and regulating of hunting, trapping, game farming and game fishing; authorizing the establishment, control and regulation of private fish hatcheries, State recreation grounds, sanctuaries, and refuges, and the closing, opening, and shortening of hunting and fishing seasons; regulating the transportation and possession of wild animals, wild birds, and game fish; providing for the condemnation of property for certain purposes; providing for instruction in the game laws of this State in the public schools of this State; establishing certain	

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	funds and regulating expenditures therefrom, providing penalties for violation thereof, and repealing certain Acts and parts of Acts in conflict therewith," approved March 29, 1929, together with the Acts amendatory thereof or supplemental thereto. Tandy	135, 158
110	An Act to amend an Act entitled "An Act to regulate the settlement of the estates of deceased persons," approved March 23, 1897, together with the Acts amendatory thereof or supplemental thereto. Mack	136, 158
111	An Act to amend an Act entitled "An Act to provide for the incorporation of railroad companies, and the management of the affairs thereof, and other matters relating thereto," approved March 22, 1865, together with the Acts amendatory thereof or supplemental thereto. Trower	136, 158
112	An Act to amend an Act entitled "An Act to incorporate the town of Reno, and to establish a city government therefor," approved March 16, 1903, as amended March 13, 1905, and as amended from time to time thereafter, by amending section 2 of article III, sections 1 and 2 of article IX, sections 1 and 7 of article X, sections 3, 10a, and 10j of article XII, and section 4 of article XVIII thereof. Washoe County Delegation	136, 138, 152, 195, 237, 239, 243, 340, 384, 387
113	An Act authorizing and empowering the city of Reno to convey to the A. T. Eveleth Lumber Company certain real property within the city limits of said city. Washoe County Delegation	137, 159, 164, 175, 222, 238, 455
114	An Act to amend section 5 of article IV of an Act entitled "An Act to incorporate the town of Reno, and to establish a city government therefor," approved March 16, 1903, as amended March 13, 1905, and as amended from time to time thereafter. Washoe County Delegation	137, 159, 370, 381, 443, 445, 456
115	An Act to amend an Act entitled "An Act creating a commission to be known as the Colorado River Commission of Nevada, defining its powers and duties, and making an appropriation for the expenses thereof, and repealing all Acts and parts of Acts in conflict with this Act," approved March 20, 1935. Williams	137, 159, 227, 228, 291, 303
116	An Act authorizing the Board of Education of Las Vegas Union School District of Las Vegas, Clark County, Nevada, to execute a deed to certain school property in said district to Thomas L. Williams and Lola Williams, his wife. Clark County Delegation	139, 159, 331, 348, 349, 377, 427
117	An Act to amend an Act entitled "An Act to create a State Board of Health, defining their duties, prescribing the manner of the appointment of its officers, fixing their compensation, making an appropriation for the support of said board, establishing County Boards of Health, requiring certain statements to be filed, defining certain misdemeanors and providing penalties therefor, and other matters relating thereto," approved March 27, 1911. Committee on Social Welfare	139, 159, 289, 310, 450, 456
118	An Act to regulate the inspection, grading, regrading, and placarding of food establishments, the issuing and revocation of permits for the operation of such establishments, the enforcement of this Act, and the fixing of penalties. Committee on Social Welfare	140, 165, 271, 283, 293, 296, 302, 316
119	An Act to amend an Act entitled "An Act to provide for the establishment of a uniform system of road government and administration in each of the several counties of the State of Nevada; for the creation of a Board of County Highway Commissioners in each of the several counties, and defining the duties of the members thereof; to provide for the appointment of a County Road Supervisor and defining his duties; to authorize the Board of County Commissioners of each county to issue bonds and levy and collect taxes to pay the same for the purpose of creating a county road and bridge fund; to authorize the expenditure of said fund for roads and bridges, and the purchasing	

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	of machinery and implements for road work; to classify the county roads of the counties, and other matters relating thereto," approved March 26, 1913, together with all Acts supplemental thereto or amendatory thereof. Humboldt County Delegation	140, 165, 256, 262, 340, 384, 387
120	An Act providing for the supervision over, sanitation, and cleanliness of tourist courts, defining the same, providing for the issuance of permits for the construction and operation of the same, and providing a penalty for the violation of this Act, and other matters properly relating thereto. Committee on Social Welfare	140, 165, 238, 244, 377, 427
121	An Act requiring physical examination of persons applying for marriage license before the issuance of such license, prohibiting the issuance of marriage licenses to certain persons, providing requirements for the issuance of such license, defining the duties of certain persons in relation thereto, providing penalties for the violation of this Act, and other matters properly connected therewith. Committee on Social Welfare	141, 165, 289, 310
122	An Act to amend section 83 of an Act entitled "An Act concerning public schools and repealing certain Acts relating thereto," together with the Acts amendatory thereof or supplementary thereto. Dickerson	141, 165
123	An Act to amend an Act entitled "An Act concerning crimes and punishments, and repealing certain Acts relating thereto," approved March 17, 1911, together with the Acts amendatory thereof or supplemental thereto. Phillips and Covington	141, 165, 216, 217
124	An Act to amend an Act entitled "An Act to authorize the State Quarantine Officer to fix and promulgate standards for all kinds of agricultural products and containers therefor; to make rules and regulations for carrying out the provisions of this Act; to provide penalties for the violation of any of the provisions of this Act or any rules or regulations made thereunder; to employ the necessary inspectors and assistants to carry out the provisions of this Act, and making an appropriation for the carrying out of this Act, and repealing sections 8320 to and including section 8334, Nevada Compiled Laws 1929, and all other Acts or parts of Acts in conflict herewith," approved March 30, 1931. Committee on Agriculture	141, 165, 237, 242
125	An Act to amend an Act entitled "An Act to provide for the inspection for and the destruction of noxious weeds, providing the manner of designation what constitutes a noxious weed, providing for the administration of this Act, defining the duties of the State Quarantine Officer in relation thereto, defining the duties of county commissioners in relation to this Act, making an appropriation for carrying out the provisions of this Act, providing penalties for the violation thereof, and other matters properly related thereto," approved March 29, 1929. Committee on Agriculture	141, 165, 237, 242, 243, 341, 384, 387
126	An Act to amend an Act entitled "An Act to provide revenue for the support of the Government of the State of Nevada, and to repeal certain Acts relating thereto," approved March 23, 1891, as amended, by inserting therein a new section numbered 67½. Covington	141, 165, 227, 234, 341, 384, 387, 455
127	An Act to amend an Act entitled "An Act to provide for the assessment and taxation of the net proceeds of mines, and repealing all Acts and parts of Acts in conflict herewith," approved March 15, 1927, as amended, by amending the title thereof, amending certain sections, and by inserting therein a new section numbered 3½. Covington	145, 165, 287, 300, 321, 325
128	An Act to amend "An Act authorizing Boards of County Commissioners to grant leave of absence to county officers," approved March 6, 1893, together with the Acts amendatory thereof or supplemental thereto, and to repeal section 3 of said Act. Tognoni	145, 167, 216, 225, 450, 451, 456

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129....An Act to provide an appropriation to defray expenses and furnish cash awards for the Nevada Junior Livestock Show held at the Agricultural Association ground at Reno, Nevada, in April of 1941 and 1942. Brooks....146, 167, 196

130....An Act authorizing and empowering the Board of Trustees of the Tonopah School District No. 20, Nye County, Nevada, to transfer moneys from the Tonopah District High School Emergency Loan Fund to the Tonopah High School Fund. Nye County Delegation....147, 167, 174, 184, 251, 261, 266

131....An Act to amend an Act entitled "An Act to amend an Act entitled 'An Act relating to and providing for the protection, propagation, restoration, domestication, introduction, purchase, and disposition of wild animals, wild birds and fish; creating certain offices, providing the method of selecting the officers therefor, defining the powers and duties of certain officers, and other persons; defining certain terms; providing for the licensing of and regulating of hunting, trapping, game farming and game fishing; authorizing the establishment, control, and regulation of private fish hatcheries, State recreation grounds, sanctuaries and refuges, and the closing, opening, and shortening of hunting and fishing seasons; regulating the transportation and possession of wild animals, wild birds, and game fish; providing for the condemnation of property for certain purposes; providing for instruction in the game laws of this State in the public schools of this State; establishing certain funds and regulating expenditures therefrom, providing penalties for violation thereof, and repealing certain Acts and parts of Acts in conflict therewith,' approved March 29, 1929, as amended," approved February 24, 1933, as amended by chapter 136 Statutes of Nevada 1939. Churchill County Delegation....147, 165, 172, 174, 182, 194, 195

132....An Act authorizing and directing the State Treasurer of the State of Nevada to transfer certain sums from the Hoisting Engineers' License Fund to the General Fund of the State of Nevada. Committee on Ways and Means....147, 167, 176, 177, 183, 208, 267, 276

133....An Act providing for the creation of county commissioner districts in the counties of this State, fixing the powers and duties of Boards of County Commissioners with respect thereto, providing for the election of County Commissioners from districts, repealing a certain Act relating thereto, and other matters properly relating hereto. Elko County Delegation....151, 167, 287, 299, 312, 353, 358, 359, 444, 445, 456

134....An Act requiring employers to accept the assignment of employees wages, salary, or earnings in behalf of creditors of such employee. Lewis....151, 167, 196, 225

135....An Act to amend an Act entitled "An Act to regulate proceedings in civil cases in this State and to repeal all other Acts in relation thereto," approved March 17, 1911, together with the Acts amendatory thereof or supplemental thereto. Kispert (by request)....152, 167

136....An Act authorizing and directing District Courts of the State of Nevada to determine and establish facts relative to vital statistics and other matters relating thereto. Jones....154, 157, 167, 287, 298, 363

.....Assembly Substitute for Assembly Bill No. 136....299, 318, 363, 431

137....An Act to amend an Act entitled "An Act to amend the title of and to amend an Act entitled 'An Act relating to unemployment compensation, creating unemployment compensation and administration funds and providing for the administration thereof; making an appropriation therefor; defining unemployment and providing compensation therefor; requiring contributions by employers to the Unemployment Compensation Fund; creating the office of director, a board of review,

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	and providing for other officers and employees and defining their powers and duties; and other matters relating thereto,' approved March 23, 1937, and to insert therein two new sections to be known as sections 14½ and 15½," approved March 21, 1939. Lewis	154, 157, 172
138	An Act providing for the disposition of certain funds acquired by the State Board of Stock Commissioners incident to the control of predatory animals and rodents. Brooks	154, 157, 167, 195, 209, 276, 307, 315
139	To amend section 1 of an Act entitled "An Act to regulate traffic on the highways of this State, to provide punishment for the violation thereof, and other matters properly connected therewith," being section 4350 Nevada Compiled Laws 1929, approved March 21, 1925, as amended 1929, and as amended 1931. Donnelly	155, 157, 167, 384, 392
140	An Act authorizing and directing the State Board of Control of the State of Nevada to convey to the United States, for administrative purposes of the Forest Service, Department of Agriculture, certain lands situate in Ormsby County, Nevada, providing the manner of making such conveyance, providing for reconveyance to the State of Nevada in the event of the discontinuance of its use for such administrative purposes, and other matters properly relating thereto. Brooks	159, 176, 249, 259, 150, 156
141	An Act defining the duties of cemetery corporations or associations receiving funds for the perpetual care of a plot or plots, authorizing the investment of such funds in certain classes of securities, providing a penalty for the violation thereof, and repealing all Acts or parts of Acts in conflict herewith. Brooks	160, 176, 227, 232
142	An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada, and to repeal certain Acts relating thereto," approved March 23, 1891, together with the Acts amendatory thereof or supplemental thereto. Covington	160, 176, 227, 233, 341, 384, 387
143	An Act to amend an Act entitled "An Act to provide under certain conditions for the partial support of mothers and their offspring, giving County Commissioners and District Courts jurisdiction thereof, and repealing all other Acts in relation thereto," approved March 16, 1921. Thompson and Trower	160, 176, 230, 238, 276, 307, 315
144	An Act authorizing the Board of Education of the Las Vegas Union Schools acting for District No. 12 to sell and convey certain real estate to the Immanuel Community Church of North Las Vegas, Nevada. Baker	160, 176, 227, 234, 276, 307, 315
145	An Act to amend an Act entitled "An Act concerning slot machines, gambling games, and gambling devices; providing for the operation thereof under license; providing for certain license fees and the use of the money obtained therefrom; prohibiting minors from playing and loitering about such games; designating the penalties for violations of the provisions thereof; and other matters properly relating thereto," approved March 19, 1931. Tognoni and Tandy	163, 176
146	An Act providing for securities covering the deposit of county moneys in banks, defining the duties of certain persons in relation thereto, and other matters properly relating thereto. Baker	163, 176, 196, 220
147	An Act to amend an Act entitled "An Act concerning crimes and punishments, and repealing certain Acts relating thereto," approved March 17, 1911, together with the Acts amendatory thereof or supplementary thereto. Whalen	163, 176, 255, 260, 263, 264
148	An Act to amend an Act entitled "An Act to provide revenue for the support of the Government of the State of Nevada, and to repeal all Acts and parts of Acts in conflict herewith," approved March 22, 1915, by amending section 23 thereof. Brown	163, 176, 216, 256, 262

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149....An Act authorizing the Board of Directors of the State Orphans' Home of the State of Nevada to enter into agreements for the sale, lease, or rental of certain State lands situate in Ormsby County, now under the jurisdiction of said board. Brooks.....164, 183, 249, 259, 341, 384, 387

150....An Act authorizing and empowering the Board of County Commissioners of Mineral County, State of Nevada, acting as a town board for the town of Hawthorne, Nevada, to issue and sell bonds of the town of Hawthorne, Mineral County, Nevada, for the purposes of constructing and installing a sewer system in the town of Hawthorne, providing for the levy and collection of taxes for the payment thereof, and other matters properly relating thereto, and providing for an election therefor. Donnelly.....164, 183, 216, 225, 229, 378, 382, 437, 440

151....An Act authorizing and directing the Board of Regents of the University of Nevada to establish a retirement system covering all employees of the University of Nevada and the Public Service Division thereof; authorizing the Board of Regents, with the approval of the State Board of Examiners, to establish rules and regulations for the administration thereof; authorizing the Board of Regents to accept the provisions of the Act of Congress approved March 4, 1940, creating a fund to be known as the University of Nevada retirement plan fund; authorizing the payment of annuities and the purchase of group annuities; defining the duties of the Board of Regents of the University of Nevada, the State Board of Examiners, the State Controller and the State Treasurer in relation thereto; providing and establishing the necessary funds, authorizing the levy of the tax therefor; and other matters relating thereto. Committee on Ways and Means.....168, 183, 238, 215

152....An Act to provide for the reconstruction of the heating plant at the University of Nevada; providing for the issuance and sale of bonds therefor, and the redemption thereof. Committee on Ways and Means....168, 183, 240, 334, 354, 355, 428, 435, 446, 156

153....An Act to amend an Act entitled "An Act providing for the adoption of a prevailing wage for employment on State, county, city, municipal, or other public work in the State of Nevada, defining prevailing wage, providing a penalty for the violation of the provisions hereof, and other matters properly relating thereto," approved March 24, 1937, by amending the title thereof, amending certain sections, and by inserting a new section therein. Farndale.....169, 183, 237, 244, 428, 451, 454

154....An Act providing for protection of hunters and other persons during the open season for hunting deer in the State of Nevada, and providing a penalty for the violation thereof, and other matters relating thereto. Lewis.....169, 183

155....An Act defining "milk" and certain "milk products," "milk producer," "pasteurization," etc., prohibiting the sale of adulterated and misbranded milk and milk products, requiring permits for the sale of milk and milk products, regulating the inspection of dairy farms and milk plants, the examination, grading, labeling, placarding, pasteurization, regrading, distribution, and sale of milk and milk products, providing for the publishing of milk grades, the construction of future dairies and milk plants, the enforcement of this Act, and fixing the penalties. Monroe and Carlson.....169, 215

156....An Act to amend an Act entitled "An Act to regulate the sale and use of poisons in the State of Nevada, and providing a penalty for the violation thereof," approved March 24, 1913. Brooks.....169, 183, 227, 234, 239, 266, 280, 341, 384, 387

157....An Act to amend an Act entitled "An Act providing for the division of Douglas County, Nevada, into three county boards of education districts," approved March 26, 1937. Mack.....170, 183, 196, 220, 276, 307, 315

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158	An Act to amend an Act entitled "An Act to provide for the incorporation of religious, charitable, literary, scientific, and other associations," approved March 2, 1867, by amending section 3 thereof, and by adding thereto a new section to be known as section 9. Loomis	170, 183, 196, 224, 341, 384, 387
159	An Act to amend sections 9 and 10 of an Act entitled "An Act authorizing owners of land to lay out and plat such land into lots, streets, alleys, and public places, and providing for the approval and filing of maps or plats thereof," approved March 15, 1905. Loomis	170, 183, 196, 223, 224, 252, 263, 266, 341, 384, 387
160	An Act authorizing and empowering the Board of County Commissioners of Washoe County, Nevada, to convey to the city of Reno certain lands situated in Washoe County, Nevada. Loomis	170, 183, 216, 225, 276, 307, 315
161	An Act to amend section 4782, Nevada Compiled Laws 1929, of an Act entitled "An Act relating to officers, their qualifications, times of election, terms of office, official duties, resignations, removals, vacancies in office, and the mode of supplying the same, misconduct in office, and to enforce official duty," approved March 9, 1866, together with the Acts amendatory thereof or supplemental thereto. Smith	172, 183, 278, 285, 286
162	An Act to amend an Act entitled "An Act to regulate proceedings in criminal cases in this State and to repeal all other Acts relating thereto," approved March 17, 1911, together with the Acts amendatory thereof or supplemental thereto. Loomis	173, 183, 196, 222, 223, 276, 307, 315
163	An Act to amend an Act entitled "An Act to amend the title of and to amend an Act entitled 'An Act relating to unemployment compensation, creating unemployment compensation and administration funds and providing for the administration thereof; making an appropriation therefor; defining unemployment and providing compensation therefor; requiring contributions by employers to the unemployment compensation fund; creating the office of director, a board of review, and providing for other officers and employees and defining their powers and duties; and other matters relating thereto,' approved March 23, 1937, and to insert therein two new sections to be known as sections 14½ and 15½," approved March 21, 1939, adding thereto four sections to be numbered 14.2, 14.3, 14.4, and 18.1, and repealing section 15½ thereof. Dalbey	178, 226, 268, 281, 292, 398, 399
164	An Act to amend an Act entitled "An Act regulating mills, reduction works, samplers, smelters, and other persons purchasing, treating or shipping ores and bullion for others, and providing a penalty for the violation hereof," approved March 21, 1925, by adding a new section thereto. Churchill County Delegation	179, 195
165	An Act to amend an Act entitled "An Act in relation to public revenues, creating the Nevada Tax Commission and the State Board of Equalization, defining their powers and duties, and matters relating thereto, and repealing all Acts and parts of Acts in conflict herewith. Committee on Taxation	179, 195, 227, 228, 268, 282, 334,
166	An Act making an appropriation to enable Agricultural District No. 1 to conduct a fair for the years 1941 and 1942. Mack	355, 431, 455 179, 195
167	An Act to promote public safety, and prohibiting the display of certain signs, signals, and lights on or near regularly designated and constructed highways in the State of Nevada, declaring such signs, signals, and lights to be a public nuisance, and providing for the removal or abatement thereof, and other matters relating thereto. Committee on Roads and Highways	179, 195, 287, 300, 312, 313
168	An Act relating to assignments by employees to labor unions, defining the duties of employers in relation thereto, and other matters properly connected therewith. Whalen	179, 195, 287, 300

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169	An Act authorizing the Labor Commissioner of the State of Nevada to employ an attorney at law, defining the duties of such attorney and fixing his compensation, and other matters relating thereto. Whalen	180, 195
170	An Act to amend an Act entitled "An Act creating the office of Labor Commissioner of this State, providing for the appointment of such commissioner and other employees, defining their duties and fixing their compensation, and providing a penalty for the violation of its provisions, and other matters relating thereto," approved March 24, 1915, together with the Acts amendatory thereof or supplementary thereto. Committee on Labor	180, 195
171	An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada; to control, license and regulate the importation and sale of wines, beers and intoxicating liquors into and within the State of Nevada; to provide for the issuance of importers' and wholesalers' licenses; to impose a stamp tax on the sale of such wines, beers, and intoxicating liquors; to provide for State licenses, designating the type of licenses to be issued, the fee for such licenses, and persons to pay the same, the manner of collection thereof, and prescribing the duties to be performed by State and county officials in connection therewith; the disposition and apportionment of the funds derived therefrom; and all other matters relating thereto; to provide penalties for the violation thereof; and to repeal all Acts or parts of Acts in conflict herewith," approved March 30, 1935, together with the Acts amendatory thereof and supplemental thereto. Baker	185, 215
172	An Act to amend an Act entitled "An Act regulating the sale of agricultural seeds; designating the State quarantine officer as the administrator of this Act and defining his powers and duties; defining agricultural seeds, noxious weeds, weed seeds, diseases and labels; providing for the labeling of agricultural seeds; setting certain standards of purity and germination for agricultural seeds and providing for the testing thereof; making an appropriation for carrying out the provisions of this Act, providing penalties for the violation thereof, and other matters properly relating thereto," approved March 29, 1929. Churchill County Delegation	186, 215, 302, 315, 362, 450, 451, 456
173	An Act concerning and relating to Lincoln County officers, providing for the appointment of their deputies, and defining the duties of said officers and deputies, and fixing their compensation, approved March 24, 1937. Lincoln County Delegation	186, 215, 239, 246, 326, 344, 346, 383, 386, 387, 397, 431, 455
174	An Act requiring railroad corporations within the State of Nevada maintaining and operating repair shops therein, to repair, rebuild, renovate, and reconstruct all rolling stock, defective or broken coaches, cars, locomotives, or other equipment owned, leased or operated by said railroad corporations within the State, in the repair shops located in this State; requiring the construction of suitable shops, buildings, or shelter therefor, providing a penalty for the violation thereof, and other matters relating thereto. Trower	186, 215
175	An Act to amend an Act entitled "An Act fixing the compensation of certain deputies in the several offices of this State, and repealing all Acts and parts of Acts in conflict herewith," approved March 25, 1929. Committee on Education	186, 215
176	An Act to amend an Act entitled "An Act regulating the salaries of certain employees in the various State offices and departments," approved March 30, 1929, as amended March 24, 1931, and further amended March 29, 1937. Brooks	186, 215, 242, 258, 259, 377, 427
177	An Act to protect the public health; providing for the granting of State financial aid to Carson City for, and for the payment of, the State's share of the cost of a sewage disposal plant at or near Carson City, and making an appropriation therefor. Dickerson	188, 220, 339, 357, 443, 456

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178	An Act supplementary to an Act entitled "An Act to incorporate Carson City," approved February 25, 1875; providing for the construction, establishment and operation of a sewage disposal plant and connections for Carson City, Nevada; the submission of the question of creating bonded indebtedness therefor to the qualified electors of said city; the issuance and sale or disposal of bonds of said city therefor; the payment thereof by the levy and collection of taxes; the acceptance and use of Federal or other grants, aids, donations and funds therefor, and other matters properly connected therewith. Dickerson	188, 226, 339, 357, 358, 427, 451, 454
179	An Act to provide for extensions and improvements of the sewer system of Carson City, Nevada; declaring an emergency; authorizing an emergency loan therefor on certain conditions; providing for the contribution by the State of part of the cost thereof; making an appropriation therefor, and other matters properly connected therewith. Dickerson	189, 226, 358, 443, 456
180	An Act to further amend an Act entitled "An Act to incorporate Carson City," approved February 25, 1875. Dickerson	189, 321, 324, 325, 378, 383, 441, 443
181	An Act to amend an Act entitled "An Act to create a State Board of Health, defining their duties, prescribing the manner of the appointments of its officers, fixing their compensation, making an appropriation for the support of said board, establishing County Boards of Health, requiring certain statements to be filed, defining certain misdemeanors and providing penalties therefor, and other matters relating thereto," approved March 27, 1911, as amended 1913, 1915, 1919, 1937, and 1939, by amending sections 7, 14, 15, and 24, thereof, and by adding thereto new sections to be known as sections 20a, 25a, 42, 43, 44, 45, 46, 47, and 48. Farndale and Jones	187, 220, 286, 298, 431, 455
182	An Act to amend an Act entitled "An Act concerning public schools, and repealing certain Acts relating thereto," approved March 20, 1911. Whalen	189, 220, 238, 245
183	An Act to amend an Act entitled "An Act concerning public schools, and repealing certain Acts related thereto," approved March 20, 1911, together with the Acts amendatory thereof or supplemental thereto. Lewis	190
184	An Act creating the office of State Gambling and License Inspector, providing for the appointment of a suitable person therefor, defining his powers and duties, fixing his compensation therefor, and other matters properly relating thereto. Johnson	190, 220, 288
185	An Act to amend an Act entitled "An Act to regulate traffic on the highways of this State, to provide punishment for violation thereof, and other matters properly connected therewith," approved March 21, 1925, together with the Acts amendatory thereof or supplementary thereto. Phillips	190, 220, 230, 235
186	An Act to amend an Act entitled "An Act to provide a method for voting at any general, special or primary elections by qualified voters who by reason of the nature of their vocation or business or other causes are unavoidably absent from the polls in the county of their residence on the day of election, providing penalties for the violation thereof, and other matters properly connected therewith," approved March 11, 1921, together with the Acts amendatory thereof or supplemental thereto. Jepson	190, 220
187	An Act to amend an Act entitled "An Act to provide for cooperation of State and county officers and agencies with the Federal Government in relation to grazing lands, for the disposition of money received from the Federal Government, for the creation of State grazing boards to direct and guide disposition of such moneys, and defining their powers and duties, providing for certain duties by State and county officials, and other	

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	matters relating thereto," approved March 14, 1939, by amending the title thereof and by inserting a new section therein numbered 2½. McCuistion (by request)	192, 226
188	An Act to amend section 87 of an Act entitled "An Act to regulate proceedings in criminal cases in this State and to repeal all other Acts in relation thereto," approved March 17, 1911, together with all Acts amendatory thereof or supplemental thereto. Committee on Judiciary	197, 229
189	An Act requiring payment of cost of investigation of books, accounts, practices, activities, and appraisals of the properties of public utilities by the public utility investigated or appraised, and the enforcement or defense of any order of the commission against such public utility. Farndale	197, 229
190	An Act to amend an Act entitled "An Act to amend sections 3, 11, 12, 25, 35, 51, 53, 54, 69, 74, 79, 91, and 92 of an Act entitled 'An Act relating to and providing for the protection, propagation, restoration, domestication, introduction, purchase, and disposition of wild animals, wild birds, and fish; creating certain offices, providing the method of selecting the officers therefor, defining the powers and duties of certain officers and other persons; defining certain terms; providing for the licensing of and regulating of hunting, trapping, game farming, and game fishing; authorizing the establishment, control, and regulation of private fish hatcheries, State recreation grounds, sanctuaries, and refuges, and the closing, opening, and shortening of hunting and fishing seasons; regulating the transportation and possession of wild animals, wild birds and game fish; providing for the condemnation of property for certain purposes; providing for instruction in the game laws of this State in the public schools of this State; establishing certain funds and regulating expenditures therefrom, providing penalties for violation thereof, and repealing certain Acts and parts of Acts in conflict therewith,' approved March 29, 1929," approved March 28, 1933. Brown	197, 231, 237, 243, 254
191	An Act to amend an Act entitled "An Act to require certificates of title for registered motor vehicles, to facilitate the recovery of stolen or unlawfully taken motor vehicles, trailers or semitrailers; to prescribe the powers and duties of the motor vehicle department; to impose penalties for violations of this Act, and to make uniform the law relating to the subject matter of this Act," approved March 29, 1929, as amended March 27, 1931. Carlson	198, 231, 255, 261, 262
192	An Act authorizing and directing the Surveyor General to have all State Land Patents recorded in county in which land is situate before releasing same to patentee. Carlson	198, 235, 288, 303
193	An Act regulating the character of trucks and trailers to be used in transportation of livestock and other matters relating thereto. Johnson	199, 235
194	An Act to prohibit the sale of merchandise to pupils in the public schools, to be used in connection with the studies or school activities, by any superintendent, principal, teacher, or other employee in the public schools, and providing a penalty for the violation thereof. Brooks	199, 235, 238, 245, 437, 440
195	An Act providing for the adoption and registration of names and marks or other devices on garments, towels, table linen, other linen supplies, milk bottles, cases, cans, and other returnable containers used in the rendition of a rental service as indicia of ownership and to protect the owners thereof. Brooks	199, 235, 329, 335, 336
196	An Act to amend the title of, and to amend an Act entitled "An Act to authorize the State Treasurer to employ a clerk, and fixing his compensation," approved March 9, 1865, as amended, approved March 1, 1866. McCuistion (by request)	201, 235, 436

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197	An Act concerning jointly owned private water ditches, providing means for the regulation thereof, fixing the responsibility for the care and maintenance thereof, and other matters properly relating thereto. Kispert (by request)	201, 235
198	An Act to permit extension of the benefits of unemployment compensation to employees of political subdivisions of the State of Nevada. Lewis	201, 235
199	An Act to amend an Act entitled "An Act to provide for the consolidation of school districts, for the transportation of children to and from school, and other matters relating thereto," approved February 26, 1915. Committee on Education	201, 235, 268, 281, 399, 437, 440
200	An Act to amend an Act entitled "An Act relating to the establishment of district high schools in the counties having a duly established county high school or county high schools, providing the powers and duties of Boards of County Commissioners with respect thereto, providing a county tax and a school district tax for the support of such schools, defining the powers and duties of County Boards of Education in relation thereto, providing for transportation of students, and repealing certain Acts and parts of Acts in conflict herewith," approved March 25, 1939, together with Acts amendatory thereof or supplementary thereto. Committee on Education	202, 235, 268, 281, 398, 437, 440
201	An Act to amend an Act entitled "An Act to provide for the payment of retirement salaries and annuities to public school teachers of this State; providing and establishing the necessary funds and accounts, authorizing the levy of the tax therefor, and other matters relating thereto; creating the Public School Teachers Retirement Salary Fund Board and giving and granting certain powers unto said board; repealing all Acts and parts of Acts in conflict herewith, and specifically repealing sections 6003 to 6021, inclusive, Nevada Compiled Laws 1929, as amended," approved March 29, 1937, as amended, and to insert therein a new section numbered 5½. Committee on Education	202, 238, 436
202	An Act to amend an Act entitled "An Act providing that the 31st day of October shall be known as 'Nevada Day,' designating the same as a holiday and repealing the Acts in conflict herewith," approved February 23, 1939. Committee on Education	202, 238, 268, 282, 398, 437, 440
203	An Act to amend an Act entitled "An Act concerning public schools and repealing certain Acts relating thereto," approved March 20, 1911, together with the Acts amendatory thereof or supplementary thereto. Committee on Education	203, 238, 277, 288, 309, 318, 319, 398, 399, 437, 440
204	An Act to amend an Act entitled "An Act concerning public schools, and repealing certain Acts relating thereto," approved March 20, 1911, together with all Acts amendatory thereof or supplemental thereto. Committee on Education	203, 238, 268, 281, 398, 437, 440
205	An Act to amend an Act entitled "An Act relating to the establishment of district high schools in counties not having a duly established county high school, providing the powers and duties of Boards of County Commissioners with respect thereto, providing the county tax and a school district tax for support of such schools, defining the powers and duties of Boards of Trustees of such high school districts in the relation thereto, providing for transportation of students and repealing certain Acts and parts of Acts in conflict herewith," approved March 25, 1939, together with the Acts amendatory thereof or supplemental thereto. Committee on Education	203, 238, 268, 281, 398, 437, 440
206	An Act to amend an Act entitled "An Act concerning public schools, and repealing certain Acts relating thereto," approved March 20, 1911, together with all Acts amendatory thereof or supplemental thereto. Committee on Education	203, 239, 287, 300, 398, 437, 440

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207	An Act to amend the title of and an Act entitled "An Act to provide for the acquisition of a site, construction, equipment, and furnishings of school buildings in Pahranagat Consolidated School District No. 1, Lincoln County, Nevada, the holding of an election and the issuance of bonds, levying of a tax, and other matters properly related thereto," approved March 24, 1931. Trower	204, 239, 288, 307, 341, 384, 387
208	An Act to amend an Act entitled "An Act providing a general corporation law," approved March 21, 1925 by amending section 11 thereof. Trower	204, 239, 288, 306, 307, 341, 384, 387
209	An Act providing for the staying of execution of sentences in criminal cases in the discretion of the court for a limited time, providing for application to the Board of Pardons and Parole Commissioners by the convicted persons in such cases and action by the board thereon, repealing section 409 of the Criminal Practice Act, and other matters relating thereto. Phillips	204, 239, 255, 261, 341, 384, 387
210	An Act for the relief of Jeanne Elizabeth Wier, Secretary of Nevada State Historical Society. Brooks	204, 239, 268, 282, 326, 344, 346
211	An Act creating a State Bureau of Criminal Identification, Investigation, and Statistics, defining the personnel thereof, designating their qualifications, defining their powers and prescribing their duties, defining the powers and duties of other persons in relation thereto, providing penalties for violation hereof, providing an appropriation to carry out the provisions of this Act, and other matters properly related thereto. Thompson, Donnelly and Trower	204, 246
212	An Act to protect property by making criminal certain unlawful entries on, injuries to, and interferences with property, authorizing the closing of streets, providing penalties for the violation thereof, and other matters relating thereto. Thompson, Dalbey and Jones	205, 239
213	An Act defining sabotage, providing penalties for the commission thereof, and other matters relating thereto. Thompson, Dalbey, Giroux, Donnelly, and Jones	205, 239
214	An Act to amend section 1 of an Act entitled "An Act to regulate traffic on the highways of this State, to provide punishment for the violation thereof, and other matters properly connected therewith," being section 4350 Nevada Compiled Laws 1929, approved March 21, 1925, as amended 1929, and as amended 1931. Committee on Labor	205, 239
215	An Act to amend an Act entitled "An Act defining and relating to narcotic drugs, and to make uniform the law with reference thereto," approved March 10, 1933, as said title was amended to read "An Act defining and relating to narcotic drugs, prohibiting the use therefor except under the lawful direction of regular practicing physicians, prohibiting the unlawful possession thereof, prescribing penalties for the violation hereof, and other matters relating thereto," approved March 30, 1935, and being chapter 179, 1936 Statutes of Nevada. Committee on Judiciary	205, 239, 329, 348
216	An Act to amend an Act entitled "An Act providing for the nomination and election of United States Senators, and repealing sections 1, 2, 3, and 4 of chapter 9 of 'An Act relating to elections and removals from office,' approved March 31, 1913," approved March 6, 1915. Committee on Judiciary	206, 246, 278, 291
217	An Act providing that the State of Nevada may enter into a compact with any of the United States for mutual helpfulness in relation to persons convicted of crime or offenses who may be on probation or parole. Committee on Judiciary	206, 246, 287, 298, 299
218	An Act to protect property by making criminal certain unlawful entries on, injuries to, and interferences with property, authorizing the closing of streets, and to provide penalties, and other matters relating thereto. Committee on Judiciary	206, 246

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219	An Act to authorize the condemnation of land in this State by an irrigation district organized under the laws of an adjoining State. Kleppe	206, 246, 320, 324, 329, 347, 443, 456
220	An Act making an appropriation for the support, care, and improvement of the State parks in the State of Nevada. Lincoln County Delegation	206, 246, 255, 259
221	An Act to secure the attendance of witnesses from without a State in criminal proceedings. Committee on Judiciary	207, 248, 255, 260
222	An Act to make uniform the law on fresh pursuit, and authorizing this State to cooperate with other States therein. Committee on Judiciary	207, 248, 255, 260, 261
223	An Act to amend an Act entitled "An Act concerning the courts of justice of this State, and judicial officers," approved January 26, 1865, as amended, and to declare legal holidays on the days hereinafter designated. Committee on Judiciary	207, 248, 255, 260
224	An Act to establish commissioner districts in the county of Clark, and providing for the election therefrom of members of the Board of County Commissioners. Jones, Baker and Farndale	207, 248
225	An Act to provide for the establishment, government, and maintenance of the Nevada tuberculosis sanatorium, providing for the selection of a board of trustees, defining the duties of said officers and persons in relation thereto, making an appropriation therefor, providing penalties for violation of the provisions of the Act, and other matters properly relating thereto. Committee on Public Health (by request)	210, 248, 287
226	An Act fixing the salary of the Deputy State Controller. McElroy (by request)	210, 248
227	An Act to authorize the employment of and fix the salaries of certain employees in the office of Governor, Attorney-General, State Controller, Superintendent of Public Instruction, State Treasurer, and Secretary of State. Baker	210, 253, 425, 427, 436
228	An Act to amend an Act entitled "An Act regulating the nomination of candidates for public office in the State of Nevada," approved March 23, 1917, together with Acts amendatory thereof or supplemental thereto. Loomis	210, 253, 278, 286, 290, 301, 302, 313, 316, 317
229	An Act to amend an Act entitled "An Act providing a general corporation law," approved March 21, 1925. Loomis	211, 253, 255, 259, 262, 263, 341, 384, 387
230	An Act to amend an Act entitled "An Act to provide a method for voting at any general, special, or primary elections by qualified voters who by reason of the nature of their vocation or business or other causes are unavoidably absent from the polls in the county of their residence on the day of election, providing penalties for the violation thereof, and other matters properly connected therewith," approved March 11, 1921, together with the Acts amendatory thereof or supplemental thereto. Jepson	211, 238, 278, 285, 432, 455
231	An Act to amend an Act entitled "An Act relating to the compensation of injured workmen in the industries of this State and the compensation to their dependents where such injuries result in death, creating an Industrial Insurance Commission, providing for the creation and disbursement of funds for the compensation and care of workmen injured in the course of employment, and defining and regulating the liability of employers to their employees; and repealing all Acts and parts of Acts in conflict with this Act," approved March 15, 1913, together with the Acts amendatory thereof or supplemental thereto. Loomis	211, 238, 240, 254, 377, 427
232	An Act to provide for the preservation and conservation of the improved State Highways System, and to provide for the public safety thereof, by declaring the	

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	purpose and policy of the Legislature relative to the use of the improved State Highway System in this State in the carrying of persons and property thereon in any vehicle, or vehicles, defining such improved State Highway System, prescribing maximum size and weight limitations for vehicles operated, used or moved thereon, providing for the enforcement of the provisions hereof, providing for the issuance of single trip permits, providing for certain exemptions, providing penalties for the violation hereof; and other matters properly connected therewith. Trower and Donnelly	211, 239, 364, 375, 382
233	An Act to amend an Act entitled "An Act to amend sections 1 and 2 of an Act entitled 'An Act to fix the minimum wage rate for unskilled labor on all public buildings and public highways constructed or erected by or for the State of Nevada, and on all other public works constructed by or for the State of Nevada, or by or for any county, district, municipality, or other subdivision of the State of Nevada, or any board or commission thereof, and on all public works carried on within the State of Nevada, and also to provide for a penalty for the violation of the provisions of this Act, and to repeal all Acts and parts of Acts in conflict herewith,' approved March 6, 1933, being chapter 40, page 34, of the Statutes of Nevada 1933," approved February 16, 1935. Farndale	213, 239, 271, 283, 293, 302, 317, 427
234	An Act to amend an Act entitled "An Act relating to and providing for the general welfare of the State of Nevada and of the people thereof by providing for compulsory old-age assistance to needy aged persons in this State, as defined and provided for in this Act; defining certain terms; designating the single State agency of this State to supervise the administration thereof, and defining the authority and duties thereof; providing for cooperation with the Government of the United States in furnishing such pensions or assistance pursuant to the provisions of the so-called Social Security Act of Congress, approved August 14, 1935; designating the boards, and other agencies, authorized to administer and supervise the administration of such assistance, and defining the authority and duties thereof; defining the minimum amount of such need and assistance to each such needy aged person and the qualifications for eligibility therefor; authorizing the making and promulgation of rules and regulations relating to the administration of this Act; providing for the establishment of certain State and county funds and regulating the expenditures therefrom; providing penalties for the violation of the provisions of this Act; repealing a certain Act and all other Acts and parts of Acts of this State in conflict herewith; and other matters relating thereto," approved March 15, 1937, together with the Acts amendatory thereof and supplementary thereto. Giroux, Thompson, Phillips, Trower and Donnelly	213, 246, 327, 333, 334, 344, 345, 346
235	An Act to appropriate money for the support of the State Welfare Department as created by chapter 127 Statutes of Nevada 1937; providing for the expenditure of said appropriation, and other matters relating thereto. Committee on Social Welfare	214, 239, 320, 323, 444, 445, 456
236	An Act to appropriate money for direct relief and work relief in cooperation with the Government of the United States of America; to provide for an agency to certify relief labor to the Work Projects Administration and other Federal work programs employing relief labor; to assist in the cost of distributing Federal surplus commodities to school lunches and to State and county charitable institutions throughout the State of Nevada; for the purpose of providing the necessary means of issuing Federal food stamps to the needy of the State of Nevada; for the purpose of paying the cost of distribution to the needy of Nevada of clothing and household articles made by Work Projects Administration sewing units, and other matters relating thereto. Committee on Social Welfare	214, 253, 279, 296, 297, 377, 427

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237	An Act making an appropriation to the State Board of Relief, Work Planning and Pension Control for the purpose of establishing a Food Stamp Revolving Fund; providing for the establishment of such fund; providing for the bonding of public officials operating such fund; providing for the administration of such fund; providing for the return of this appropriation intact to the General Fund of the State Treasury upon the termination of the food stamp plan, and other matters relating thereto. Committee on Social Welfare	215, 253, 327, 335, 419, 151, 454
238	An Act to amend an Act entitled "An Act to secure liens to mechanics and others, and to repeal all other Acts in relation thereto," approved March 2, 1875, together with the Acts amendatory thereof or supplementary thereto. Committee on Judiciary	215, 253, 329, 344, 346, 347, 352, 131, 455
239	An Act to amend an Act entitled "An Act to provide a general highway law for the State of Nevada," approved March 23, 1917, as amended. Committee on Roads and Highways	215, 253, 288, 308
240	An Act to amend an Act entitled "An Act to provide a general highway law for the State of Nevada," approved March 23, 1917, as amended. Committee on Roads and Highways	215, 253, 288, 308, 327, 334, 427, 151, 454
241	An Act to amend an Act entitled "An Act to provide a general highway law for the State of Nevada," approved March 23, 1917, as amended. Committee on Roads and Highways	216, 261, 288, 308
242	An Act to promote the health and safety of the public by regulating, licensing, and taxing itinerant merchants, as defined in this Act, and the business conducted by them, and to appropriate the revenues derived therefrom; to provide, in the public interest, for insurance protection against damage sustained by reason of the negligent operation of motor vehicles by itinerant merchants; to require fidelity bonds; to provide for the administration and enforcement of this Act, providing a penalty for the violation hereof, to declare an emergency, and other matters properly connected herewith. Thompson and Trower	216, 261
243	An Act to amend an Act entitled "An Act to amend the title of and to amend an Act entitled 'An Act declaring the purpose and policy of the Legislature relative to use of the public highways of the State in the carrying of persons and property thereon in motor vehicles, defining such vehicles and public highways, providing for the licensing and regulating of certain carriers thereon by the Public Service Commission of Nevada and providing and defining its duties in relation thereto, providing license fees for the operation of motor vehicles in carrier service for hire and for official inspectors and salary and allowances therefor, providing penalties for the violation hereof and other civil actions for the recovery of license fees herein, providing for refund in certain cases, providing for the weighing of motor vehicles for license purposes by public weighmasters, and repealing all Acts and parts of Acts and certain Acts of the Legislature in conflict herewith; and other matters properly connected therewith,' approved March 23, 1933, as amended; approved March 28, 1935, as amended; approved March 24, 1937," approved March 24, 1939. McGuirk	228, 261, 364, 373, 381
244	An Act providing for semimonthly pay days for State officers and employees. Committee on Labor	229, 261, 271, 283, 427, 451, 454
245	An Act requiring employers in the State of Nevada to employ at least eighty percent (80%) thereof who are citizens of the United States, or persons who have been honorably discharged from the military service of the United States, providing a penalty for the violation hereof, and other matters properly relating thereto. Cooper	229, 261, 272, 284

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246	An Act to amend an Act entitled "An Act to license and regulate insurance business in this State," approved February 23, 1881, together with the Acts amendatory thereof or supplementary thereto. Jones	236, 261
247	An Act providing for the creation of a State Aeronautics Commission, defining the authority, powers, and duties thereof; providing for the licensing of dealers and for an excise tax on aircraft motor fuels, for the creation and maintenance of a State Aeronautics Fund and prescribing the method of the expenditure thereof; providing for the acceptance of aid from the Federal Government, and from the counties, municipalities, and other political subdivisions of the State, and from other organizations and persons, and for cooperation therewith; providing penalties for violation of the provisions hereof; and other matters relating thereto. Tognoni	236, 261, 320, 359, 436, 437
	Assembly Substitute for Assembly Bill No. 247	324, 338
248	An Act to amend an Act entitled "An Act to create a State Board of Health, defining their duties, prescribing the manner of the appointments of its officers, fixing their compensation, making an appropriation for the support of said board, establishing county boards of health, requiring certain statements to be filed, defining certain misdemeanors and providing penalties therefor, and other matters relating thereto," approved March 27, 1911, together with the Acts amendatory thereof or supplemental thereto. Committee on Public Health	237, 261, 287, 298
249	An Act to amend an Act entitled "An Act providing for voluntary apprenticeship," approved March 25, 1939, and adding thereto a new section to be known as section 13¼. Farndale	240, 267, 276, 284, 385, 395
250	An Act authorizing and directing the Board of Examiners to issue and sell bonds in the name of the State of Nevada to provide money for the establishment of an "Aid to Blind Fund Program," for the purpose of providing aid to the blind in the State of Nevada; providing for a tax for the redemption of such bonds, and all other matters relating thereto. Farndale	241, 261, 267, 270
251	An Act authorizing the Governor of the State of Nevada to transfer to the Federal Government of the United States of America, in exchange for other lands, certain lands now owned by the State of Nevada situated in Clark County of Nevada. Baker	241, 261, 409, 450, 456
252	An Act requiring banks to specify reasons for refusal to cash checks, or orders for money, providing a penalty for the violation hereof, and other matters properly relating thereto. Williams	241, 261, 278, 284, 285, 427, 451, 454
253	An Act for the protection of the growers of farm products, by providing for the licensing and bonding of the buyers thereof; prescribing the powers and duties of the State Board of Stock Commissioners and a director appointed by same in connection therewith; providing penalties for the violation of this Act; making an appropriation for carrying out the provisions thereof; and other matters properly relating thereto. Committee on Livestock	242, 267
254	An Act authorizing and directing the State Board of Education of the State of Nevada and its executive officer, the State Superintendent of Public Instruction, to grant public school credits, certificates, or diplomas to enrollees of Civilian Conservation Corps Camps located in the State of Nevada, and other matters properly relating thereto. Churchill County Delegation	245, 289, 310
255	An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada, and to repeal certain Acts relating thereto," approved March 23, 1891, together with the Acts amendatory thereof or supplemental thereto. Kispert	250, 270, 383, 391, 398, 403, 414, 415, 450, 451, 456

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256	An Act regulating the sale, trade, handling, or dealing in used machinery, tools, scrap metal, waste material, junk, or other products thereof, requiring the license from all persons engaged therein, defining the powers and duties of certain persons in relation thereto, providing a penalty for the violation of this Act, and other matters properly relating thereto. Committee on Mines and Mining	250, 270
257	An Act to create a civil service commission in the city of Reno, Nevada, providing for selective service for the officers and employees of the police and fire departments; defining the powers of said commission; regulating the removal, suspension, and demotion of the personnel of said departments; and other matters relating thereto. Washoe County Delegation	250, 267, 288, 308, 341, 381, 387
258	An Act to amend an Act entitled "An Act requiring traveling merchants to procure a license, fixing the amount thereof, providing penalties for violation hereof, and repealing all Acts and parts of Acts in conflict herewith," approved March 22, 1915, as amended March 23, 1933. Committee on Livestock	250, 267, 302, 314, 315
259	An Act relating to the licensing of persons operating motor vehicles upon highways and to make uniform the law relating thereto, providing for a board of examiners therefor, defining the duty of certain officers and other persons in relation thereto, and other matters properly relating thereto. Whalen	251, 280, 329, 336, 450, 451, 452, 456
260	An Act concerning certain county officers in the county of Churchill, State of Nevada, fixing the salaries and compensation, and other matters properly relating thereto. Committee on Counties and County Boundaries	258, 270, 276, 284, 431, 455
261	An Act to amend an Act entitled "An Act to provide for cooperation of State and county officers and agencies with the Federal Government in relation to grazing lands, for the disposition of money received from the Federal Government, for the creation of State grazing boards to direct and guide disposition of such moneys, and defining their powers and duties, providing for certain duties by State and county officials, and other matters relating thereto," approved March 14, 1939. McCuistion (by request)	265, 286, 374, 382, 431, 455
262	An Act to provide for revising, compiling, annotating, and publishing the laws of the State of Nevada, making an appropriation therefor, defining the duties of certain persons in relation thereto, and other matters properly connected therewith. Committee on Judiciary	269, 286
263	An Act designating the county officers of the county of Pershing, State of Nevada, providing the method for filling vacancies, and other matters properly relating thereto. Munk	277, 286, 289, 312, 419, 422, 451, 454
264	An Act to amend an Act entitled "An Act creating the office of Labor Commissioner of this State, providing for the appointment of such commissioner and other employees; defining their duties and fixing their compensation, and providing a penalty for the violation of its provisions, and other matters relating thereto," approved March 24, 1915, together with the Acts amendatory thereof or supplementary thereto. Committee on Labor	279, 302
265	An Act to amend an Act entitled "An Act relating to bond elections, providing for the manner of holding the same, defining the duties of certain persons in relation thereto, and other matters properly relating thereto," approved March 20, 1933. Committee on Education	290, 302, 331, 351, 352, 427, 451, 454
266	An Act authorizing and directing the State Board of Control of the State of Nevada to sell certain real estate situated in the city of Reno, county of Washoe, State of Nevada, which escheated from the estate of the late Chris Johnson, deceased; directing said board to	

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	deposit the proceeds of such sale in the State Permanent School Fund of the State of Nevada, and other matters properly related thereto. Committee on Education	290, 302, 329, 336, 352
267	An Act to amend an Act entitled "An Act authorizing County Treasurers to place county funds in bank, on open account, under certain restrictions," approved March 12, 1885, together with the Acts amendatory thereof or supplemental thereto. Committee on Judiciary	294, 302
268	An Act to amend an Act entitled "An Act to limit the cost of State-owned automobiles, to provide for their labeling and use for official purposes only, and fixing a penalty for violation hereof," approved February 6, 1933. Committee on Roads and Highways	305, 318, 329, 336
269	An Act authorizing clerks for justice courts in certain townships in the State of Nevada, fixing the duties of said clerks, and other matters properly relating thereto. Committee on Elections	306, 318, 320, 323, 324, 448, 456
270	An Act to amend an Act entitled "An Act to provide for incorporation, operation, and management of cooperative associations," approved March 16, 1901, together with the Acts amendatory thereof or supplementary thereto. Loomis	311, 328, 339, 356, 357, 431, 455
271	An Act to amend sections 3, 4, and 5 of an Act entitled "An Act to provide for the organization, management, and conduct of nonprofit cooperative corporations, providing for membership therein, and matters properly connected therewith," approved March 23, 1921, together with the Acts amendatory thereof or supplemental thereto. Loomis	311, 327, 329, 348, 431, 455
272	An Act to create an additional Legislative Fund. Jones	315, 316, 319, 320
273	An Act to aid the Federal copyright laws, to assist in effectuating their true intent and their enforcement in the State of Nevada by removing and declaring illegal certain monopolistic abuses and activities wrongfully practiced under the guise of copyrights within the State by price fixing combinations, monopolies, and pools; providing penalties for combining rights granted by the copyright laws where the effect of such combination results in the use of copyright privileges as instrumentalities of oppression and extortion within the State; and encouraging the rendition, creation, and production of copyrighted works among the school children and citizens of the State of Nevada; encouraging the marketing and acceptance of copyrighted works, created by the citizens of this State; repealing certain Acts; creating a State anti-monopoly board for a particular function to be exercised only in the event of abuses and violations hereof; defining its duties and the jurisdiction and duties of courts of record, the duties of the prosecuting attorneys, and other persons; and providing for the appointment of a receiver in certain instances; defining certain terms; providing for service of process on nonresidents; prohibiting certain acts; and providing penalties for violation hereof. Jones	321, 338
274	An Act to amend an Act entitled "An Act concerning crimes and punishments, and repealing certain Acts relating thereto," approved March 17, 1911, together with the Acts amendatory thereof or supplemental thereto, and repealing section 10359 N. C. L. 1929. Committee on Judiciary	322, 338, 353, 360, 361, 431, 455
275	An Act fixing the compensation of certain county officers in Nye County, and other matters properly relating thereto. Select Committee of Nye County Delegation	322, 338, 352, 360, 419, 451, 454
276	An Act providing for reimbursement to the various counties of this State for loss of revenue incurred by such counties by reason of the withdrawal from taxation of vast areas of public lands and livestock, which has been granted by the Government of the United States to the Indians. Boak	323, 338, 364, 375, 435, 436

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277	An Act to amend an Act entitled "An Act to provide revenue for the support of the Government of the State of Nevada, and repeal certain Acts relating thereto," approved March 23, 1891, together with the Acts amendatory thereof or supplemental thereto. Cooper	331, 338, 345, 436
278	An Act fixing the fees and compensation of certain Justices of the Peace in and for the county of Lincoln. Lincoln County Delegation	331, 413
279	An Act to amend an Act entitled "An Act to incorporate the town of Reno, and to establish a city government therefor," approved March 13, 1905, and as amended from time to time thereafter, by amending section 6 of article III, section 4 of article XII, and section 9 of article XIV. Washoe County Delegation	332, 338, 370, 380, 413, 456
280	An Act declaring the public policy of the State with reference to the use of State highway funds, to provide safety in the construction, maintenance, and use of improved State highways; and providing for the protection, preservation, and maintenance of such highways, and of the State Highway Fund of this State, and other matters relating thereto, all to be paid for out of the State Highway Fund. Committee on Roads and Highways	332, 345, 365, 383, 384, 391, 439, 455
281	An Act for the relief of Pacific States Savings and Loan Company. Committee on Claims	344, 384, 394, 395, 424, 425, 439, 455
282	An Act to amend an Act entitled "An Act concerning the estates of deceased persons," approved March .... 1941. Committee on Judiciary	362, 377, 385, 397, 439, 455
283	An Act to amend an Act entitled "An Act relating to elections," approved March 24, 1917, together with the Acts amendatory thereof or supplemental thereto. Committee on Judiciary	362, 377
284	An Act to amend an Act entitled "An Act concerning slot machines, gambling games, and gambling devices; providing for the operation thereof under license; providing for certain license fees and the use of the money obtained therefrom; prohibiting minors from playing and loitering about such games; designating the penalties for violations of the provisions thereof; and other matters properly relating thereto," approved March 19, 1931. Committee on Ways and Means	366, 384, 410
285	An Act relating to the practice of naturopathy, providing the acquirements for practicing naturopathy, providing for license therefor, and other matters properly relating thereto. Committee on Public Health	366, 384, 426, 427
286	An Act to amend an Act entitled "An Act relating to elections," approved March 24, 1917, together with the Acts amendatory thereof and supplementary thereto. Committee on Elections	367, 384, 402, 413, 443, 456
287	An Act to amend an Act entitled "An Act to regulate the sale of intoxicating liquors outside of the corporate limits of any incorporated city or town; creating a liquor board in the several counties of this State; prescribing the duties and declaring the powers of such board," approved March 27, 1933. McGuirk	367, 384
288	An Act to amend an Act entitled "An Act giving authority to incorporated cities in the State of Nevada to fix, impose, and collect a license tax on, and regulate the sale of beer, wines, or other beverages now or hereafter authorized to be sold by Act of Congress, and other matters properly relating thereto," approved March 22, 1933. McGuirk	367, 384
289	An Act to amend an Act entitled "An Act to provide revenue for the support of the Government of the State of Nevada; to control, license and regulate the importation and sale of wines, beers, and intoxicating	

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	liquors into and within the State of Nevada; to provide for the issuance of importers' and wholesalers' licenses; to impose a stamp tax on the sale of such wines, beers, and intoxicating liquors; to provide for State licenses, designating the type of licenses to be issued, the fee for such licenses, and persons to pay the same, the manner of collection thereof, and prescribing the duties to be performed by State and county officials in connection therewith; the disposition and apportionment of the funds derived therefrom; and all other matters relating thereto; to provide penalties for the violation thereof; and to repeal all Acts or parts of Acts in conflict herewith," approved March 30, 1935, together with all Acts amendatory thereof or supplemental thereto. McGuirk	367, 384
290	An Act creating the County Fair Aid Fund for State cooperation with counties in paying premiums on agricultural, livestock, mining, and industrial products; creating a fund and making an appropriation therefor; authorizing the State Board of Control to administer said fund, and other matters properly relating thereto. Committee on Ways and Means	387, 395, 400, 406, 407
291	An Act to provide for a State appropriation for the needy blind of the State of Nevada, to supplement the provisions of that certain Act of the Legislature of the State of Nevada entitled "An Act to provide a relief fund in the several counties of the State of Nevada for the needy blind; providing for and prescribing the powers and duties of Boards of County Commissioners in every county," approved February 25, 1925, making an appropriation therefor, and defining the duties of certain officers and persons in relation thereto. Committee on Ways and Means	387, 395, 400, 406, 431, 455
292	An Act to provide for the licensing of well drillers and the issuance of permits for the drilling of wells and the performance of their duties thereunder. Baker	388, 402, 422, 423, 424
293	An Act providing for the compensation of the Sheriff of Washoe County, State of Nevada. Committee on Taxation	388, 397, 409, 410
294	An Act to amend an Act entitled "An Act to amend sections 3, 4, 7, 9, 25, 26, 75, 77, and 83 of an Act entitled 'An Act providing a general corporation law,' approved March 21, 1925, being, respectively, sections 1602, 1603, 1606, 1608, 1624, 1625, 1674, 1676, 1682 Nevada Compiled Laws 1929, and adding to said Act two new sections to be known as section 4a and section 4b," approved March 30, 1931. Committee on Judiciary	388, 402
295	An Act to amend an Act entitled "An Act providing a general corporation law," approved March 21, 1925, and all Acts amendatory thereof, or supplementary thereto, by amending section 8 thereof, and by adding thereto a new section to be known as section 3a. Committee on Judiciary	388, 402
296	An Act supplemental to an Act entitled "An Act to provide for the erection and equipment of a gymnasium building at the University of Nevada; providing for the issuance and sale of bonds therefor and the redemption thereof," approved March 25, 1939, providing for an additional fund therefor, and other matters relating thereto. Committee on Ways and Means	416, 439, 455
297	An Act to provide for the revising, compiling, annotating, and indexing the laws of the State of Nevada, digesting the Reports of the Supreme Court of Nevada, and to provide for the publishing thereof, and other matters properly connected therewith, and making an appropriation therefor. Committee on Ways and Means	417, 421, 422

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298	An Act authorizing the State Treasurer of the State of Nevada to accept from the Government of the United States certain sums of money, approximating the sum of $300,000 annually, as provided by an Act of Congress of the United States, designated as "An Act authorizing the Secretary of the Interior to promulgate and put into effect charges for electrical energy generated at Boulder dam, providing for the application of revenues from said project, authorizing the operation of the Boulder power plant by the United States, directly or through agents and for other purposes," directing the State Treasurer of the State of Nevada, and other persons, as to the distribution thereof, and other matters properly relating thereto. Joint Committee of Taxation and Federal Relations	429, 430, 451, 456
299	An Act to fix the State tax levy for the years 1941 and 1942, and to distribute the said levy to the proper funds. Committee on Ways and Means	452, 456

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JOURNAL OF THE PROCEEDINGS OF THE ASSEMBLY

JOURNAL

OF THE

Assembly of the State of Nevada

FORTIETH SESSION

THE FIRST DAY

CARSON CITY (Monday), January 20, 1941.

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

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

On motion of Mr. Covington, Harry Powell was elected Temporary Sergeant-at-Arms.

On motion of Mr. Johnson, Mr. Mulcahy was elected Temporary Clerk.

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

Mr. McCuistion nominated Mr. Jones for Temporary Speaker.

Nominations declared closed by Mr. McEachin, and that Mr. Jones be elected by acclamation.

Carried.

The Temporary Speaker, Mr. Jones, was escorted to the Speaker's Chair by Messrs. Cooper, Alpers and Mrs. Williams.

Temporary Speaker Mr. Jones appointed the same committee to escort Mr. McEachin from the rostrum.

The Temporary Speaker announced the following Committee on Credentials: Messrs. Tavelle, Robb, and Brown.

Recess at 12:15 p. m.

HOUSE IN SESSION

At 12:25 p. m.

Temporary Speaker Jones in the Chair.

Quorum present.

Mr. Speaker assigned space to W. F. Helmick, Lloyd Lapham, E. T. Clyde, Denver Dickerson, J. O. Epperson, and H. Riddle at the press table.

REPORTS OF COMMITTEES

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

Mr. Speaker pro tem.:

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

We find that the following persons, Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cashill, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams are duly elected and qualified members of the Fortieth Session of the Legislature of the State of Nevada.

W. B. TAVELLE, *Chairman*,
RAY ROBB,
FRED J. BROWN.

Mr. Tavelle moved the adoption of the report.

Carried.

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

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

Chief Justice Edward Ducker administered the oath of office to the members of the Assembly.

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

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

Mr. Alpers, Mr. Baker, Mr. Boak, Mr. Brooks, Mr. Brown Mr. Carlson, Mr. Cashill, Mr. Cooper, Mr. Covington, Mr. Dalbey, Mr. Dickerson, Mr. Donnelly, Mr. Dow, Mr. Farndale, Mr. Giroux, Mr. Jepson, Mr. Johnson, Mr. Jones, Mr. Kelly, Mr. Kispert, Mr. Kleppe, Mr. Lewis, Mr. Loomis, Mr. Mack, Mr. Mayes, Mr. McCuistion, Mr. McElroy, Mr. McGuirk, Mr. Monroe, Mr. Munk, Mr. Phillips, Mr. Robb, Mr. Smith, Mr. Tandy, Mr. Tavelle, Mr. Thompson, Mr. Tognoni, Mr. Trower, Mr. Whalen, and Mrs. Williams.

All present.

The Temporary Speaker announced that the organization of the Assembly was in order and asked for nominations for Speaker.

Mr. Dickerson nominated Mr. William Cashill of Washoe County.

Seconded by Mr. Loomis.

Nominations declared closed.

On roll call Mr. Cashill was elected by acclamation.

The Temporary Speaker appointed the following committee to escort Mr. Cashill to the Chair: Messrs. Dickerson, Whalen, and Boak.

Remarks by Mr. Cashill.

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

Recessed at 12:30 p. m.

HOUSE IN SESSION

At 12:32 p. m.

Mr. Speaker in the Chair.

Quorum present.

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

Mr. Baker nominated Mr. McElroy of Elko County for Speaker pro tem.

Mr. Whalen moved nominations be closed and Mr. McElroy be elected Speaker pro tem. by acclamation.

Carried.

Mr. Speaker announced nominations in order for Chief Clerk.

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

On motion of Mr. Whalen, Mr. Mulcahy was elected Chief Clerk of the Assembly by acclamation.

The Speaker announced the appointment of the following committee to notify the Senate that the Assembly was organized and ready for business: Messrs. McElroy, Smith, and Dalbey.

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

Recessed at 12:40 p. m.

HOUSE IN SESSION

At 2:05 p. m.

Mr. Speaker in the Chair.

Roll called.

All present.

MESSAGE FROM THE SECRETARY OF STATE

To the Honorable, the Legislature of the State of Nevada, Carson City, Nevada.

GENTLEMEN: Pursuant to the provisions of the Constitution and laws of the State of Nevada respecting initiative petitions, I transmit to your honorable body herewith that certain Initiative Petition initiating an Act entitled: "An Act relating to and providing for the protection, propagation, restoration, domestication, introduction, purchase, and disposition of wild animals, wild birds and fish; creating certain offices, providing the method of selecting the officers therefor, defining the powers and duties of certain officers and other persons; defining certain terms; providing for the licensing of and regulating of hunting, trapping, and game farming and game fishing; providing for a license for fur dealers; authorizing the establishment, control and regulation of private fish hatcheries, state recreation grounds, sanctuaries and refuges, and the closing, opening and shortening of hunting and fishing seasons; regulating the transportation and possession of wild animals, wild birds and game fish; providing for the acquisition of property for certain purposes; providing for

instruction in the game laws of this state in the public schools of this state; establishing certain funds and regulating expenditures therefrom, providing penalties for violation thereof, and other matters properly relating thereto"; the same having been filed in this office December 6, 1940.

Respectfully submitted,

MALCOLM MCEACHIN,
Secretary of State.

Mr. McElroy moved initiative petition be laid on Clerk's desk until appointment of committees, and then the petition be referred to Committee on Fish and Game.

Mr. Boak moved to amend by having petition referred to Fish and Game and Judiciary Committees.

Discussion by Messrs. Tandy, Jepson, and Cooper.

Mr. Brown moved to amend the amendment by placing the bill on the Clerk's desk and to be referred to a committee after the committees were appointed.

Mr. Jones moved as a substitute to all pending motions that the initiative petition be made a special order of business for Wednesday, January 22 at 11 a. m. for the purpose of referring it to a committee.

The substitute motion was adopted, and bill laid on the Clerk's desk.

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

Recessed at 2:30 p. m.

HOUSE IN SESSION

At 2:35 p. m.

Mr. Speaker in the Chair.

Quorum present.

The committee appointed to notify the Governor of the Assembly's organization reported that it had done so and had been advised by the Governor that he will deliver his message in person to a Joint Session of the Senate and Assembly at 2 p. m. on Tuesday, January 21, 1941.

MOTIONS, RESOLUTIONS, AND NOTICES

Motion by Mr. Cooper that Assemblyman Phillips contact the Majestic Theater for the use of curtains for accoustics.

Motion carried.

By Mr. Boak:

Assembly Resolution No. 1:

Resolved by the Assembly of the State of Nevada, That the Honorable Judge A. J. Maestretti, than whom there is none more competent, be and is hereby employed as the official bill drafter of the Nevada Assembly of the Fortieth Session of the Nevada Legislature, and that the said A. J. Maestretti shall receive for such services the sum of ten dollars per day, to be paid out of the Legislative Fund of the State of Nevada.

Mr. Jones moved the adoption of resolution.

Carried.

By Mr. Jones:

Assembly Resolution No. 2:

Resolved by the Assembly of the State of Nevada, That the following-named

persons be and they are hereby elected as attachés of this Assembly for the Fortieth Session, to wit: Bert Spencer, Hannah Morris, Francis Horsey, Florence Blackham, Tom Foley, Glen Roeder, Frank P. Arlang, Mary Branson Claunch, Hazel Jane Farndale, Morris Roberts, James Prina, Lloyd Morgan, Toivo Saxberg, Maxine Werner, Wm. P. McCarthy, Louis Spitz, Harley C. Harmon, Thomas Friberg, Sue Brannin, Hubert Boyd, Edith Recanzone, Alice Nelson, Ruth Jeanney, Wes. Johnson, Luella Pendergast, Velma Redden, Frank Legarza, Willis Riehl, Bob Fletcher, and Jack Judnick, to be assigned by the Chief Clerk of the Assembly and the Speaker.

Mr. Jones moved the adoption of resolution.

Discussion by Messrs. Boak, Whalen, Loomis, and Tandy.

Carried.

Mr. Speaker appointed Mr. Dickerson to arrange for clergymen during the session.

Mr. Speaker appointed the following committee to arrange for additional room: Messrs. Baker, Dickerson, and Brooks.

By Mr. Jones:

Assembly Resolution No. 3:

Resolved by the Assembly of the State of Nevada, That the sum to be allowed each member of the Assembly for periodicals, stamps, and stationery, as provided by law, be the sum of twenty ($20) dollars, and the same be certified by the Speaker and Chief Clerk to the State Controller; and be it further

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

Resolved, That all bills shall be mailed out daily.

Mr. Jones moved the adoption of resolution.

Discussion by Mr. Tandy.

Carried.

Mr. Jones moved the rules of the 1939 Session be adopted at this session.

Carried.

Mr. Speaker appointed Mr. Dickerson as a committee of one to request Chief Justice Ducker to administer the oath to the attachés.

Mr. Dickerson moved a vote of thanks to Chief Justice Ducker for administering the oath.

Mr. Speaker appointed as Committee on Mileage Mr. McElroy, chairman, and Messrs. Baker and Brown.

INTRODUCTION AND FIRST READING

Senate Bill No. 1.

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

Discussion by Messrs. Jones, Boak, and Dickerson.

Bill was referred to Committee of the Whole, with Mr. Dickerson as chairman.

REPORT OF COMMITTEE OF THE WHOLE

Mr. Speaker:

The Committee of the Whole have considered Senate Bill No. 1, and recommend that it do pass.

DENVER DICKERSON, *Chairman.*

GENERAL FILE AND THIRD READING

Senate Bill No. 1.

Roll call on Senate Bill No. 1:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—39.

NAYS—None.

Not voting—Mr. Speaker.

Mr. Jones moved the Assembly adjourn until Tuesday, January 21, 1941, at 11 a. m.

Assembly adjourned at 3:15 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE SECOND DAY

CARSON CITY (Tuesday), January 21, 1941.

Assembly called to order at 11 a. m.
Mr. Speaker in the Chair.
Roll called.
All present.
Prayer by the Chaplain, Reverend J. L. Harvey.

Mr. Jones moved that the minutes be approved as read, and the Speaker and the Chief Clerk be authorized to make the necessary corrections.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Mileage begs leave to submit the following report:

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

Churchill County		
Allen K. Dalbey	186 miles	$18.60
Harold Kispert	186 miles	18.60
Clark County		
C. D. Baker	952 miles	95.20
John Kelly	952 miles	95.20
James Farndale	952 miles	95.20
Clifford Jones	952 miles	95.20
Douglas County		
Duane Mack	34 miles	3.40
Elko County		
M. E. McCuistion	870 miles	87.00
J. F. McElroy	744 miles	74.40
W. B. Tavelle	708 miles	70.80
Warren W. Monroe	644 miles	64.40
Esmeralda County		
Amos H. Dow	650 miles	65.00
Eureka County		
Nye Tognoni	522 miles	52.20
Humboldt County		
David Giroux	392 miles	39.20
Berton Smith	392 miles	39.20
Lander County		
Doug Tandy	420 miles	42.00
Lincoln County		
Jerry Thompson	926 miles	92.60
E. H. Trower	980 miles	98.00
Lyon County		
Ernest Alpers	190 miles	19.00
Earl Mayes	144 miles	14.40

Mineral County		
Hayes Donnelly	396 miles	39.60
Nye County		
C. C. Boak	538 miles	53.80
Ray Robb	538 miles	53.80
Mrs. Helen Williams	590 miles	59.00
Ormsby County		
Denver Dickerson	2 miles	.20
Pershing County		
Harry A. Munk	374 miles	37.40
Storey County		
Don McGuirk	30 miles	3.00
Washoe County		
Ernest Brooks	60 miles	6.00
Fred Brown	60 miles	6.00
William Cashill	60 miles	6.00
Ernest Kleppe	60 miles	6.00
Frandsen Loomis	60 miles	6.00
H. L. Covington	66 miles	6.60
O. D. Jepson	66 miles	6.60
Ben Johnson	292 miles	29.20
Fred Phillips	60 miles	6.00
White Pine County		
Clifford Carlson	708 miles	70.80
Joe Cooper	720 miles	72.00
Francis Lewis	708 miles	70.80
James Whalen	720 miles	72.00

Respectfully submitted,

J. F. MCELROY,
C. D. BAKER,
FRED J. BROWN,
Committee on Mileage.

Mr. Monroe moved the adoption of the report as read.

Carried.

The committee appointed to notify the Senate that the Assembly was ready for business reported it had done so.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Whalen moved that seconding of motions be dispensed with during the 1941 session.

Carried.

By Mr. Dickerson:

Assembly Concurrent Resolution No. 1, providing for the cleaning and renovating of the legislative halls, and rooms to be used in connection therewith, in the Nevada State Capitol, providing for the appointment of a joint committee, and making an appropriation therefor.

WHEREAS, The legislative halls in the State Capitol are in need of cleaning and renovating in order to be in keeping with the legislative body and its needs; and

WHEREAS, The appropriation of the 1939 Legislature was insufficient to have this work completed prior to the convening of the present Legislature, and there being no other funds available from which such appropriation might be made; now, therefore, be it

Resolved by the Assembly of the State of Nevada, the Senate concurring, That the Speaker of the Assembly appoint a committee composed of three members of the Assembly to confer with a like committee to be appointed by the Senate, for the purpose of cleaning and renovating the halls and rooms in the State Capitol to be used for legislative purposes; such committee to have full authority to employ suitable persons to carry out the purposes of this resolution.

To carry out the provisions of this resolution there is hereby appropriated out of the Legislative Fund of the State of Nevada the sum of twenty-five hundred ($2,500) dollars.

Said committee is hereby authorized and directed to use so much of such appropriation as may be necessary to carry out the purposes of this resolution, and any sums remaining after the payment of the necessary bills to be incurred by said committee shall revert to the Legislative Fund.

The State Controller is hereby directed to allow and approve such claims as may be certified by said committee, and the State Treasurer is hereby directed to pay the same out of the Legislative Fund created by the Fortieth Session of the Legislature.

Mr. Dickerson moved the adoption of the resolution.

Discussion by Messrs. Whalen, Boak, Tandy, Dickerson, and Phillips.

Mr. McCuistion moved the previous question.

Roll call on previous question:

YEAS—Messrs. Baker, Brooks, Brown, Carlson, Cooper, Covington, Dickerson, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kleppe, Loomis, Mayes, McCuistion, McElroy, Monroe, Robb, Smith, Tognoni, Trower, Whalen, and Mrs. Williams—26.

NAYS—Messrs. Boak, Dalbey, Donnelly, Kispert, Lewis, Mack, McGuirk, Munk, Phillips, Tandy, Tavelle, and Thompson—12.

Not voting—Mr. Alpers and Mr. Speaker—2.

Resolution adopted.

By Mr. Cooper:

Assembly Resolution No. 4:

Resolved by the Assembly of the State of Nevada, That the following persons be appointed as janitors for the Assembly Chamber for the Fortieth Session of the Nevada Legislature, to wit: Jack Judnick and H. W. Cooper at a salary of four ($4) dollars per day.

Resolution adopted.

Mr. Speaker appointed the following committee to represent the Assembly on Concurrent Resolution No. 1: Messrs. Farndale, McCuistion, and Loomis.

By Mr. Jones:

Assembly Resolution No. 5:

Resolved by the Assembly, That the following-named persons, to wit: Fern Caffrey, T. Duffin, D. Hill, and Eleanor Fabri be employed as clerks and typists at a salary of six ($6) dollars per day in the Assembly of the Fortieth Session of the Nevada Legislature.

Mr. Jones moved the adoption of the resolution.
Carried.

The Assembly recessed at 11:35 a. m.

HOUSE IN SESSION

At 1:40 p. m.
Mr. Speaker in the Chair.

Mr. Jones moved the Senate be invited to meet in Joint Session with the Assembly this afternoon at 2 o'clock to hear the Governor's Message: Messrs. McCuistion, McElroy, and Loomis were appointed on a committee to wait upon the Senate.

REPORTS OF COMMITTEES

The committee appointed to wait on the Senate reported that the latter body would meet in Joint Session with the Assembly at 2 o'clock this afternoon to hear the Governor's message.

The Speaker announced the appointment of the following committees, the first member of each committee being the chairman:

JUDICIARY

Messrs. Jones, McElroy, Dow, Jepson, Loomis, McGuirk, and Carlson.

FISH AND GAME

Messrs. Dow, Mayes, Kispert, Brown, and Monroe.

Recessed at 1:47 p. m.

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

IN JOINT SESSION

At 1:50 p. m.
Mr. Speaker appointed Messrs. Whalen and Tandy to escort the President of the Senate, Maurice J. Sullivan, to the rostrum.

Mr. Speaker instructed the Sergeant-at-Arms to seat the Senators with their respective delegations.

Mr. Speaker asked the President of the Senate to preside.

Senator Wadsworth moved that the President appoint a committee of three to inform the Governor that the Senate and the Assembly were in Joint Session and were ready to receive his message.

The President of the Senate appointed Senator Wadsworth and Messrs. Cooper and Boak to wait upon the Governor.

The President of the Senate appointed Senators Robbins and Cox to escort the Supreme Court Judges to their chairs.

The Sergeant-at-Arms informed the President of the Senate that his Excellency, Governor E. P. Carville, was at the Assembly bar.
The committee appointed escorted the Governor to the rostrum.

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

The Governor delivered his message as follows:

To the Honorable, the Senate and Assembly:

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

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

I am pleased to report that the financial condition of the State's various departments is sound. Each department is conducting its affairs within the limits of the amounts set forth in the budget made during the thirty-ninth session of the Legislature and in several instances reversions of funds will be made at the end of the biennium.

Throughout the State economic conditions are fundamentally sound.

There has been a marked increase in revenues from gasoline and diesel taxes, liquor taxes, bullion taxes, plate licenses, and common carrier taxes.

STATE FINANCES

The records of the State Controller show the net cash balance of State funds in the hands of the State Treasurer, as of January 2, 1941, to be $1,291,602.31. On January 2, 1941, the outstanding bonded indebtedness of the State amounted to $403,000, all of which is held by trust fund accounts. This amount represents a reduction of $253,000 in the amount reported in my message to the thirty-ninth session. The State highway bond requirements are financed in their entirety by income from motor vehicle registration licenses.

On June 30, 1940, bonds owned by the various State Trust Funds had a book value of $3,683,752.86. On December 31, 1940, these investments had a book value of $3,542,885.18. Income from interest on these bonds for the period from June 30, 1938, and ending June 30, 1940, amounted to $252,066.33.

On December 31, 1940, the sum of $235,236.62 in cash was available for investment. The investment of funds is made by the State Board of Finance in Government, State, and municipal bonds at the prevailing rate of interest as the opportunities arise to make investments.

BIENNIAL BUDGET

The Statutes of 1919, page 58, require that the Biennial Budget for the fiscal years 1942–1943, with the accompanying proposed appropriation bill, be laid before you early in February. This must be made after all departmental reports of receipts and estimated expenditures are received and studied. This budget will contain financial statements of all departments of the State Government during the past one and one-half years, as well as estimated expenditures for the six months ending June 30, 1941; also estimated requirements as approved by the Executive for the ensuing two years commencing July 1, 1941, and ending June 30, 1943. I request your careful consideration of and attention thereto.

ECONOMICAL ADMINISTRATION OF OUR STATE GOVERNMENT

At the beginning of my term as Governor I stressed economy as the fundamental principle of our prosperity and happiness. I pledged economy and voiced my opposition to oppressive taxes in order to maintain the enviable position of our State in the Union, as being a State with a low tax rate and free from many forms of taxation found in other States. It has been my purpose thus far, and shall continue to be my purpose, to maintain that stand. This can be accomplished by a full cooperation of all departments of government among themselves and with your honorable bodies.

I urge upon you the carrying on of this legislative session by the reduction of legislative expenses in the appointment of unnecessary attachés and by performing your duties within the legal limit of time.

Weigh carefully proposals for increased appropriations and reject all of those not shown to be necessary and that bring no material gain to the people of the State.

Treat the running of the State as a business builded on sound policies such as prevail in any successful business enterprise, with a view of progressing as we have over the period of the past seventy-six years of statehood.

HIGHWAYS

One of the most important arteries for the conduct of business and travel within the State is our highway system. Approximately two thousand nine hundred miles of highly improved highways have been constructed to a standard fixed by the Federal Bureau of Public Roads, to which the State has subscribed. The Federal Government has participated in the construction of these primary highways on a basis of approximately eighty-seven percent of United States funds to thirteen percent of State funds. This participation by the Federal Government is with the distinct understanding and agreement that the State maintain the roads after they are constructed.

Through heavy traffic by trucks, busses, and all classes of vehicles throughout the State it is inevitable that sooner or later a heavy burden will fall upon the Highway Department of the State to repair and reconstruct these roads without governmental aid. It is my judgment that this burden shall fall upon the users of our roads and not upon all taxable property generally, since the users obtain to a great extent the benefits derived from the use of roads whether for business or pleasure.

If costs are increased by transportation agencies in the use of our highways for private business and pleasure, it appears to me that equity requires adequate compensation to the State for the additional burden placed upon it, having in mind at all times fair treatment of the various modes of transportation in the distribution of taxation.

This year we have been allotted the following funds by the Federal Government for the building of primary and secondary roads and grade crossings:

1. Regular Federal Aid System Roads	$1,462,071.00
2. Federal Aid Secondary Roads	190,705.00
3. Grade Crossings	146,250.00
4. Unappropriated Federal Lands Funds	218,031.00

The funds mentioned under the first two items are those in which the State participates on a ratio of 87 percent by the Government to 13 percent by the State.

Because of the limited appropriations from the Federal Government, it has been impossible to extend the secondary or feeder road system materially. I consider this class of roads important in the transportation set-up of the State. As fast as funds have become available feeder roads have been constructed and improved, as it is realized that our ranching, farming, and mining interests are entitled to adequate means of access to markets from the points of production.

TRANSPORTATION

During the thirty-ninth legislative session of this State, Senate Concurrent Resolution No. 8 was passed "providing for the formation and composition of a fact-finding committee to study the Nevada transportation system as to taxation, and to recommend proposed legislation for the improvement of the same."

In accordance with the terms of said resolution, this duty was undertaken by the Public Service Commission, aided by the Highway Department. I am pleased to inform you that an extensive study and report has been made of this subject. The report is available to you and the services of the personnel of the Public Service Commission are at your command in giving you data and information concerning this important problem. In passing, I might state that this is the first report prepared in the State dealing extensively with this feature of transportation as applied to the transportation question.

I respectfully urge that we have a system of transportation laws which

provide and insure equitable treatment of all competing agencies. These agencies consist of railroads, trucks and busses, and airplanes. They are all a part of our transportation system and are essential to the development of our industries. It is needless to point out the railroad companies bear a great portion of State and county taxes throughout the State, and that proceeds from the operation of trucks, busses, automobiles, and airplanes contribute to State and county taxes as well as to the State highway funds which go to the construction and maintenance of our roads.

I urge the creation of a board to deal with the air transportation problem. I suggest for your consideration that this board should be made up of three heads of now existing State Departments, in order that there be no added expense by way of salaries, etc., to the State. This legislation is desirable because of the rapid growth of the airplane industry. By the establishment of said board, reasonable and proper regulations can be made and maintained and, further, this board would be in a position to negotiate with private and governmental agencies to the end that beneficial results would be obtained by the State and said agencies.

BOULDER DAM

Over the period of the past two years the use of electric power from Nevada's allotment at Boulder Dam plant has greatly increased. With the assistance of the Rural Electrification Administration the people of the Moapa Valley in Clark County have extended a transmission line into Overton and vicinity, a distance of about 50 miles from the dam. This was accomplished in 1939, and that district has already requested that their initial contract with the State for 150,000 kilowatt hours per year be increased to 800,000 kilowatt hours. The Southern Nevada Power Company has built a transmission line from Las Vegas southerly into the Searchlight mining district, a distance of about 30 miles, giving that potentially rich mineral area the benefit of lower-priced power.

The two principal consumers of electrical energy from Boulder Dam plant are Lincoln County Power District No. 1, which supplies the towns of Caliente, Panaca, Pioche, and vicinity, and the Southern Nevada Power Company, which supplies Las Vegas and environs. These companies have within the past month requested supplemental contracts increasing their allocations more than one-half. The total use within the State during the coming year will be in excess of 40,000,000 kilowatt hours.

Recent legislation in Congress resulted in the passage of the Boulder Canyon Project Adjustment Act which supersedes and eliminates defects in the original Boulder Canyon Project Act. The legislation established a plan whereby the power will be available at a lower rate than those now in force under the original Act. Since the passage of the new Act, negotiations have been carried on between all of the power contractors and the U. S. Department of the Interior to complete agreements for carrying into effect the provisions of said legislation. A series of hearings held for this purpose in Los Angeles have just been concluded and new energy contracts between the contractors and the Government are now being drawn up. The Act requires that 90 percent of the original contractors shall enter into new agreements based on the new legislation prior to June 1, 1941, in order for the new legislation to become effective. This should be accomplished within the next few months.

The legislation provides that Nevada shall receive $300,000 per annum for a period of 50 years beginning June 1, 1937, to reimburse Nevada in lieu of taxes. The first payment should amount to $900,000 for the years 1938, 1939, and 1940, and the fourth payment of $300,000 will become due June 1, 1941. Whether paid in cash or in other credits to the State of Nevada, the law will go into effect and the payments become due as soon as the new contracts have been executed. The amount of cash payments to the State will depend upon the accumulated earnings of the project to date, as all obligations under the new legislation must be paid from revenues earned.

Industries are negotiating with the Colorado River Commission for the use

of Boulder power, and with the initiation of the lower rates I hope for the establishment of industrial plants in the vicinity of Las Vegas.

Legislation should be enacted at this session to make disposition of the potential funds from this project when they are ready to be distributed to the State.

LABOR

Labor conditions during the years 1939 and 1940, as reflected in the statistics of the Employment Service and Labor Departments, are good.

While there is considerable unemployment in the months of January and February of each year, conditions improve at the end of February and reach the peak in July, then taper off due to seasonal changes.

The mining industry has absorbed many unemployed miners. Leasing activities have increased substantially over the past two years, absorbing many unemployed persons.

Employers of the State are drawing on the local resident supply of labor rather than bringing in men from other States. This has resulted in practically all skilled labor of the State being at work.

The building industry has increased substantially in all parts of the State and at present there is a demand for skilled workers along these lines. The defense program has demanded the services of many skilled workers in the building industry which makes it difficult to get this class of labor within the State at present.

The employers of the State are taking advantage of the State Employment Service and there has been a harmonious relationship between employers and employees. Labor difficulties have been negligible. There have been no strikes in the past two years; while there have been some controversies regarding labor conditions they have been ironed out through arbitration, with the Labor Commissioner acting as the arbitrator.

It should be kept in mind that we maintain a high standard of living among all classes. In doing this, industry and labor must recognize the rights of one another in the light of fairness. The line of march toward better governmental progress requires harmony among the marchers, and it is government's place to deal fairly with all classes in promoting true progress.

MINES AND MINING

There has been a marked increase in mining activities throughout the State over the period of the past two years. It has meant an increase in bullion tax returns and also in the number of men employed throughout the State.

Output of copper, silver, gold, tungsten, zinc, quicksilver and manganese for 1939 and 1940 has been the largest in many years. Mining operators producing these metals have been active in all parts of the State.

There has been a marked increase in placer mining. At least two dragline dredge units have been operating in the State and a new unit will be in operation early this year.

The total production of all minerals during 1939 was $30,480,870, for the year 1940, $35,876,782, or an increase of 18 percent. It is interesting to note that the output for 1940 is the highest in the annals of our Statehood, with the exception of the year 1918, which was the peak year of the production of basic metals in the State of Nevada.

After the 1939 session of the Legislature, I called a meeting of the Western Governor's Silver Conference at Reno to discuss and formulate plans to assist in stabilizing the price of silver. This meeting was attended by several western governors and their representatives, besides owners and operators of silver mines all over the West. During the conference a resolution was passed and sent to Congress. This resolution, together with the continued concentrated and cooperative efforts of members of the conference, assisted materially in bringing about the fixed price of 71.11 cents per ounce for domestic newly-mined silver within a few months thereafter.

The Western Governor's Silver Conference is still active at this time and watching this situation closely, which is of great importance to this State. Another meeting will be called this year if it is deemed necessary to again carry our cause to Washington.

RANCHING AND STOCKRAISING

I am pleased to report that the condition of these industries has improved substantially throughout the State. The upward trend of prices on livestock has aided materially in stabilizing the prices of land and feed. Ranchers and farmers have been relieved of financial burdens to some extent, but this industry has not returned to the degree of normalcy it should occupy.

In this regard I direct to your attention the question of whether national reciprocal trade agreements with countries carrying on the same industries are of benefit to our livestock and other industries. A study should be made of this situation and appropriate measures taken to state our position to the President of the United States if you consider such agreements detrimental to the welfare of our State and our county generally.

UNIFORM CRIME ACTS

I urge you to consider the passage of certain legislation under what is known as "The Uniform Crime Act." These laws tend toward a closer cooperation between the States and Federal agencies in the enforcement of criminal laws throughout the Nation. The crime situation in our country is serious.

STATE POLICE

In my last message I requested consideration of the laws of this State concerning the State Police, Highway Patrol, and the Public Service Commission. While improvement has been made in the functioning of these bodies, without the revision of our present laws, I believe legislation is required in order that the units I have mentioned might function more efficiently under proper supervision.

Under the present set-up confusion exists in coordinating the three agencies. The duties of each interrelate to a certain extent with the others, and it is important that a study of this situation be made with a view to passing legislation that will create greater efficiency.

In my judgment, the safety and protection of the people of the State is equally important with proper enforcement of transportation laws and the collection of revenues for the construction and maintenance of our highway system.

NEVADA STATE PRISON

Over the period of the past two years I have learned that the Nevada State Prison is overcrowded with inmates sent to that institution. At each session in recent years, due to the fact that the prison is filled to such an extent, the Board of Pardons and Parole Commissioners have been faced with the problem of releasing some prisoners to make room for an ever-increasing population. Due to this necessity of releasing prisoners to relieve the congestion, the commissioners are unable to judge each case strictly upon its merits.

There are many distressing features to the overpopulation of the prison, and the most critical is that the younger prisoners cannot be segregated from older and hardened criminals. A serious attempt is being made to rehabilitate especially the younger inmates and, to my mind, the mingling of the older men with the young men retards rehabilitation.

This situation has been considered by the Prison Board Commissioners and recommendations made with a view to relieving the present condition.

I respectfully urge that the proper committees go into this question thoroughly and recommend proper legislation in order that this Legislature may enact such laws as will take care of a condition that has become serious in this institution.

The services of the Board of Prison Commissioners and the Warden are at your disposal in dealing with this matter.

In the budget of the prison to be submitted to you later in the session, you will note a substantial increase. I call this to your attention in order to point out that when the last budget was adopted allowance was not made for extra guards to relieve a labor condition existing in said institution. The present employees are required to work seven days a week and on many occasions more than eight hours per day. This condition is subversive to efficiency and contrary to labor hours set for other State departments.

PURCHASING AGENT

From an intensive study of the vast amount of materials, furniture, and food stuffs purchased for State departments and State institutions, I am convinced that there would be a substantial saving to the State in finances if a Purchasing Department were created under the supervision of a State Purchasing Agent.

I ask your serious consideration of legislation along these lines. It should be borne in mind that such legislation, if you deem it wise, should cover such departments and institutions as can be economically grouped within its scope.

STATE PUBLICITY

The publication and distribution of "Nevada Highways and Parks" was begun in 1936 and continued during the biennium of 1939–1940. This publication was issued as an integral part of the Department of Highways activities. It served a good purpose in bringing tourists into the State as distribution of 30,000 copies of each issue was made to all parts of the United States.

Because of the passage of Constitutional Amendment No. 1 at the last general election, publication of this magazine has been discontinued. This was the only State medium for advertising purposes.

Consideration should be given by you as to whether you deem it wise for the State to advertise through such a medium, having in mind the question of whether we would obtain value received. If so, provision should be made for State publicity.

EDUCATION

Nevada schools, while adhering to conservative policies, have shown an increased recognition of the need to fit the children of the State for good citizenship. Health and safety have been stressed in school programs.

The condition of school buildings and equipment throughout the State has shown marked improvement. In the construction of new buildings care has been taken in providing for better lighting, heating, sanitation, safety, and elimination of fire risk.

A legislative program has been carefully studied and approved by the State Board of Education. You may have access to this program through the State Superintendent of Public Instruction. I request that you consider this program and determine whether the adoption of any part or all of it would be of benefit to our school system.

Through the adoption by the State Board of Vocational Education of several State plans for National Defense training, the youth of the State and artisans, who need refresher courses in specific trades connected with National Defense, will be given the opportunity to prepare for employment along these lines. Rapid expansion of this program, entirely at Federal expense, may be expected in the near future as schools and communities make application for these courses. Besides its present value, the program may have far-reaching results in reshaping the high school curriculum so that the need for work preparation may be recognized.

There has been improvement in general conditions at our State University, both scholastically and as to its building program. The Engineering Building authorized by the thirty-ninth session of the Legislature is under construction and should be ready for occupancy by September of this year. The building program of the gymnasium is being worked out and construction work should be underway in the near future. I ask that you give serious consideration to recommendations by the Board of Regents for certain improvements at the University.

NATIONAL DEFENSE AND THE NEVADA NATIONAL GUARD

Events for the past two years have been so far reaching as to cause concern to every citizen of our State and Nation. The war being waged across the sea has been productive of a serious cause of concern in the United States. We know that war activities of any magnitude in any part of the world affect us morally and economically.

While I deem it wise that we should not repeat our experience of 1917 in sending men to foreign grounds to fight, it is apparent that we should prepare

for the defense of our Nation. In doing so our State cannot be exempt from the cost and labor entailed in bringing ourselves to a proper state of preparedness.

Under the Selective Service Act of 1940, we are keeping pace with all other States in fostering the program of supplying men for training.

Progress has been made by the Nevada National Guard and its officers the past two years. Negotiations with the War Department have recently been completed whereby Nevada has been allotted a battalion of 90 mm. Field Artillery (A.A.), free from units formerly controlled by Utah and California Guard authorities. This unit is called the 121st Separate Battalion of Anti-aircraft, Coast Artillery, made up of former units of the 40th Military Police Company and all of the elements of the 115th Engineers which have been ceded back to the National Guard Bureau.

With my approval, the Headquarters, Headquarters Battery, and Battery "A" (Searchlight Battery) of such Battalion have been located in Reno. Batteries "B," "C," and "D" have been located in Winnemucca, Elko, and Las Vegas, respectively. The authorized strength of the Guard consists of 37 officers and 342 enlisted men, or a total of 379 men.

Your attention is directed to the Adjutant General's Report for the years 1939 and 1940; also in connection with this report, I would direct your attention to Circular 60, of December 23, 1940, and Circular 1 of January 1, 1941.

Bear in mind that armories will be required to house the equipment, but it is believed that the aid of the Federal Government can be obtained in meeting this cost. Later in your session I expect to transmit a special message containing data and figures concerning such cost.

I have dwelt at some length on this subject to give you a picture of our situation. Serious and careful consideration should be given to the part Nevada is to play in the whole picture and appropriate legislation enacted to further this program.

EMERGENCY FUND

The Capitol and other State buildings located in Carson City are badly in need of repairs and painting. Portions of the interior of these buildings should be renovated and redecorated. No work to speak of has been done on them for over six years. I recommend that a permanent fund be appropriated for the purposes mentioned, to be expended under the authority of the State Board of Control.

I respectfully suggest that an investigation be made by proper committees in order that an estimate be made for the amount of money needed for the fund.

RELIEF AND SOCIAL SECURITY

Nevada has been fortunate in escaping the tremendous burden that relief has cost in practically all other States. This State has not been obliged to seek new forms of taxation to take care of relief needs and deficits.

From an appropriation of $15,000 made to carry on the activities of the State Board of Relief, Work Planning, and Pension Control during the 1937-1939 biennium, there is sufficient money to carry on until June 30, 1941. An additional appropriation will be necessary to cover the 1941–1943 biennium.

The State Board of Relief, Work Planning, and Pension Control has the Division of Old-Age Assistance and Child Welfare Service under its control. The Federal Government participates in the relief program of this board on condition that a certifying agency be provided by the State to cooperate with its relief program. In order to continue this agency, provision will have to be made by appropriation for this purpose.

It is reported that the Federal Government has spent through its relief program in this State almost $2,500,000, besides making it possible for the distribution to the needy of food having an approximate value of $200,000.

If we extend this program and enter into aid to dependent children with the Federal Government, with the State and counties bearing the same relative proportion of expense as provided for in the Old-Age Assistance Act, it would appear that the counties would have little more expense than they have under

the present methods of caring for these children, while the State's share would be comparatively heavy. It is estimated that approximately 1,000 children would come under such a program.

As to the question of aid to the needy blind, it would be necessary to extend the relief program on practically the same basis as applies to Old-Age Assistance. There are approximately one hundred needy blind in the State.

I ask your earnest and conscientious consideration as to whether this program should be extended to include aid to dependent children and the needy blind. I also ask your consideration of whether the assistance now provided to the aged is sufficient under the circumstances to care for them.

About 20 percent of the recipients of old-age assistance in Nevada are Indians. If an Aid to Dependent Children Act is passed a very large percentage of those who receive this aid will be Indians. Of the approximate number of 100 needy blind in the State, about 70 are Indians.

In view of these circumstances, I wish to again call to the attention of the Legislature a bill that has been before the Congress for some years. This bill, which is the Hayden Bill, provides that the Federal Government be responsible for the entire amount of assistance given to Indians under the various titles of the Social Security Act. I respectfully suggest to this Legislature that this pending bill be again called to the attention of Congress and its passage recommended if, after a study of the question, this Legislature feels that such action upon its part is desirable.

LAW AMENDMENTS

The Attorney-General has made recommendations concerning the amendment of some of our statutes in order to clarify their meaning. A report of these recommendations of the Attorney-General is available to you and I request your earnest consideration of the same, to the end that certain statutes mentioned might be made more clear in meaning.

IN MEMORIAM

The people of the State of Nevada feel a profound sorrow in the death, on November 10, 1940, of Honorable Key Pittman, who served this State faithfully and zealously as United States Senator for twenty-eight years. His clear judgment and wise counsel brought an honor to our State, which will go down in history as a credit to the United States.

I respectfully urge that you memorialize by an appropriate resolution his many years of distinguished public service as our United States Senator.

CONCLUSIONS

You are empowered under the law to make investigations of State institutions and departments with a view of determining whether they are functioning properly and make reports concerning them. I invite you to use this authority, if you consider you should, to investigate any department or institution within the State.

In doing this you should bear in mind that your duties should be performed with a view of considering, fairly and conscientiously, all phases of the workings of the departments or institutions under consideration to determine whether they are being efficiently operated. Under your oaths you should act without bias or favor, having in mind that you are acting for all of the people of the State to offer constructive suggestions for the betterment of our government. Constructive suggestions will be welcomed by your State officials.

I respectfully request that you feel free at all times during the session to discuss matters of State with me. I offer you the best efforts of myself and staff toward making your session successful, constructive, and harmonious. I am sure you will find all State officials ready and willing to cooperate with and assist you in solving problems important to all of the people of the State. You have my best wishes for a successful session.

You can appreciate that at this time it is impossible to comment upon all matters affecting the State. So in this message I have mentioned only such subjects as appear to be most pressing and deserving of earnest consideration.

I reserve the right to supplement this message with other communications to you during the session.

Respectfully submitted,

E. P. CARVILLE,
Governor.

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

Senator Robbins moved at 2:45 p. m. that the Joint Session be dissolved.
Carried.

HOUSE IN SESSION

At 2:50 p. m.
Mr. Speaker in the Chair.
Quorum present.

Mr. Speaker appointed Messrs. Robb, Jones, and Loomis as a committee to meet with a like committee from the Senate to draft appropriate resolutions in honor of our late Senator, Honorable Key Pittman.

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

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

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

F. BUCKINGHAM,
Assistant Secretary of the Senate.

Mr. Jones moved that the Assembly adjourn until Wednesday, January 22, 1941, at 11 a. m.

Assembly adjourned at 2:55 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE THIRD DAY

CARSON CITY (Wednesday), January 22, 1941.

Assembly called to order at 11 a. m.
Mr. Speaker in the Chair.
Roll called.
All present.
Prayer by the Chaplain, Reverend J. L. Harvey.

SPECIAL ORDER OF BUSINESS

Initiative petition.

Mr. Monroe moved that the initiative petition be referred to the Committee on Fish and Game, and that the usual number of copies be printed.

Mr. Boak moved to amend the motion to be referred to a Joint Committee of Fish and Game and Judiciary.

Remarks by Messrs. Boak, Brown, Jones, and Tavelle.

Amendment lost.

Motion carried.

Mr. Brown moved that at the time the Fish and Game Committee reported the bill out, that it then be referred to the Judiciary Committee.

Carried.

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

REPORTS OF COMMITTEES

Mr. Farndale, chairman of the renovation committee reported and stated that the committee would meet at 4 o'clock this afternoon to consider bids.

MESSAGES FROM THE SECRETARY OF STATE

Chief Clerk, Nevada State Assembly, Carson City, Nevada.

DEAR SIR: As required by law I herewith transmit to your honorable body the following bills which were passed at the 1939 Session of the Nevada State Legislature and vetoed by the Governor, viz:

Assembly Bill No. 13, Assembly Bill No. 94, Assembly Bill No. 114, Assembly Substitute for Assembly Bill No. 138, Assembly Bill No. 156, Assembly Bill No. 166, Assembly Bill No. 225, Assembly Bill No. 263, Assembly Bill No. 279, Assembly Bill No. 285, Assembly Bill No. 286, Assembly Bill No. 292, Assembly Bill No. 315, Assembly Bill No. 318.

The above are returned for appropriate action by your honorable body upon the vetoes above referred to.

Respectfully submitted,

MALCOLM MCEACHIN,
Secretary of State.

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

GENTLEMEN: I am herewith returning to your honorable body Assembly Joint Resolution No. 6 proposing an amendment to section 1 of article X of the Constitution of the State of Nevada.

This passed the 1939 Session of the Legislature and is herewith returned for action by the 1941 Legislature.

Respectfully submitted,

MALCOLM MCEACHIN,
Secretary of State.

Mr. Jones moved that the vetoed bills be made a special order of business for Tuesday, January 28, 1941, at 2 p. m.

The following letter from the New York World's Fair Commission was read.

To the Honorable Assembly of the Fortieth Session of the Legislature of the State of Nevada.

Mr. Speaker:

The undersigned, constituting the Nevada World's Fair Commission as created by an Act of the Legislature of the State of Nevada, approved March 26, 1937 (1937 Statutes 406), and as augmented by an amendment of said Act, approved March 20, 1939 (1939 Statutes 104), herewith submit a full report of the activities, expenditures, and finances and conclusions of said commission prepared by the Department of Highways, State of Nevada, acting as the designated agent for said commission, under date of December 1, 1940.

A similar report is being presented to His Excellency, the Governor of Nevada, and to the Senate of the Fortieth Session of the Legislature of the State of Nevada.

Respectfully submitted,

JOHN E. ROBBINS, *Chairman.*
JOE. F. MCDONALD, *Secretary,*
E. W. CHISM, *Member,*
J. C. KINNEAR, *Member,*
ROBERT GRIFFITH, *Member.*

Mr. Speaker referred the report to the Committee on Ways and Means.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

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

F. BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS, AND NOTICES

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

AGRICULTURE

Messrs. Carlson, Monroe, Alpers, Kispert, and Mrs. Williams.

BANKS AND BANKING

Messrs. McElroy, Lewis, Phillips, Robb, Kleppe, Loomis, and Boak.

BUILDING AND CONSTRUCTION

Messrs. Farndale, Robb, Monroe, Alpers, and Dalbey.

CLAIMS

Messrs. Tognoni, Jepson, Smith, Munk, and Kispert.

CONTINGENT EXPENSES

Messrs. Lewis, Carlson, Johnson, Brown, and Munk.

CORPORATIONS AND RAILROADS

Messrs. Trower, Monroe, Covington, McGuirk, and Kleppe.

COUNTIES AND COUNTY BOUNDARIES

Messrs. Whalen, McElroy, Smith, Tandy, and Brown.

CREDENTIALS

Messrs. Tavelle, Robb, and Brown.

EDUCATION

Messrs. Smith, Whalen, Jones, Tognoni, Tandy, Alpers, and Kleppe.

ELECTIONS

Messrs. Jepson, Jones, Tognoni, Boak, and Tandy.

ENGROSSMENT

Messrs. Tandy, Thompson, and Tavelle.

ENROLLMENT

Messrs. Dickerson, Johnson, and Kispert.

FEDERAL RELATIONS

Messrs. Kelly, Giroux, Tognoni, Farndale, Alpers, Dalbey, and Brooks.

FISH AND GAME

Messrs. Dow, Mayes, Monroe, Kispert, and Brown.

INSURANCE

Messrs. Cooper, Jepson, and Loomis.

INTERNAL IMPROVEMENTS

Messrs. Johnson, Baker, McCuistion, Boak, and Tandy.

IRRIGATION

Messrs. Mayes, Robb, Trower, Kleppe, and Munk.

JUDICIARY

Messrs. Jones, McElroy, Jepson, Carlson, Tavelle, Loomis, and Kleppe.

LABOR

Messrs. Whalen, Jepson, Farndale, Thompson, Cooper, Donnelly, and Kispert.

LIVESTOCK

Messrs. McCuistion, Carlson, Tognoni, Johnson, Munk, Mack, and Mrs. Williams.

MAILING

Mrs. Williams, Messrs. Trower and Alpers.

MILEAGE

Messrs. McElroy, Baker, and Brown.

MILITARY AND INDIAN AFFAIRS

Messrs. Dow, Baker, Giroux, Donnelly, and Mack.

MINES AND MINING

Messrs. Tognoni, Robb, Giroux, Dow, Carlson, Donnelly, and McGuirk.

NATURAL RESOURCES

Messrs. Robb, Cooper, Giroux, Donnelly, and McGuirk.

PUBLIC HEALTH

Messrs. Robb, Kelly, Giroux, Loomis, and Munk.

PUBLIC LANDS

Messrs. Trower, Whalen, Tavelle, Brooks, and Kleppe.

PUBLIC MORALS

Messrs. Dickerson, Kelly, Giroux, Johnson, and McGuirk.

PUBLIC PARKS

Messrs. Kelly, Whalen, and Boak.

PUBLIC PRINTING

Messrs. Dow, Dickerson, and Dalbey.

ROADS AND HIGHWAYS

Messrs. Mayes, Baker, Dow, Tavelle, Dickerson, Boak, and Dalbey.

RULES

Messrs. Covington, Phillips, Smith, Boak, and Mack.

SOCIAL WELFARE

Messrs. Giroux, Phillips, Brown, Kispert, and Mrs. Williams.

STATE INSTITUTIONS

Messrs. Cooper, Phillips, Dickerson, Dalbey, and Mrs. Williams.

STATE LIBRARY

Messrs. Thompson, Lewis, and Munk.

STATE PRINTING

Messrs. Monroe, Dickerson, Cooper, Thompson, Brooks, Loomis, and Boak.

STATE PRISON

Messrs. McCuistion, Smith, Covington, Brooks, Loomis, Thompson, and Kelly.

TAXATION

Messrs. Covington, Tognoni, Mayes, Kelly, Tavelle, Alpers, and Brooks.

TRADE AND MANUFACTURES

Messrs. Phillips, McCuistion, Farndale, Donnelly, and McGuirk.

WAYS AND MEANS

Messrs. Baker, Smith, McCuistion, Lewis, Dow, Covington, Brooks, Mack, and Dalbey.

MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Jones:

Assembly Resolution No. 6.

Resolved by the Assembly of the State of Nevada, That Edith Welty, a competent typist, be and she is hereby appointed as Assistant Enrolling Clerk for the Fortieth Session of the Nevada Legislature at a salary of six ($6) dollars per day.

Mr. Jones moved the adoption of the resolution.

Carried.

By Mr. Boak:

Assembly Joint Resolution No. 1, proposing to amend article IV, section 12 of the Constitution of the State of Nevada.

Resolved by the Assembly, the Senate concurring, That section 12 of article IV of the Constitution of the State of Nevada be amended as follows:

In case of the death or resignation of any member of the Legislature, either Senator or Assemblyman, the County Commissioners of the county from which such member was elected shall appoint a person of the same political party as the party which elected such Senator or Assemblyman to fill such vacancy; *provided,* that this section shall apply only in cases where no biennial election or any other regular election at which county officers are to be elected takes place between the time of such death or resignation and the next succeeding session of the Legislature.

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

Carried.

By Messrs. Tognoni and Jones:

Assembly Joint Resolution No. 2, relative to repealing section 7 of article II of the Constitution of the State of Nevada.

Resolved by the Assembly and Senate of the State of Nevada, That section 7 of article II of the Constitution of the State of Nevada, providing for the payment of an annual poll tax of not less than two nor exceeding four dollars from each male person resident in the State between the ages of twenty-one and sixty years (uncivilized American Indians excepted) be repealed.

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

Carried.

HOUSE IN SESSION

At 11:50 a. m.

Mr. Speaker in the Chair.

Quorum present.

By Mr. Jones:

Assembly Concurrent Resolution No. 2:

Resolved by the Assembly of the State of Nevada, the Senate concurring, That when the respective bodies of the Nevada Legislature adjourn on this twenty-second day of January 1941 that they do adjourn until the regular convening hour Monday, January 27, 1941.

Messrs. Tandy, Dalbey, and Phillips moved the roll call.

YEAS—Messrs. Alpers, Baker, Brooks, Carlson, Cooper, Covington, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Robb, Smith, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—31.

NAYS—Messrs. Boak, Dalbey, Kispert, Munk, Phillips, Tandy, and Tavelle—7.

Not voting—Mr. Brown and Mr. Speaker—2.

Resolution carried.

INTRODUCTION AND FIRST READING

By Mr. Tognoni:

Assembly Bill No. 1—An Act to amend an Act entitled "An Act con-

cerning juries," approved March 5, 1873, together with the Acts amendatory thereof or supplemental thereto.

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

Carried.

By Mr. McGuirk:

Assembly Bill No. 2—An Act to repeal an Act entitled "An Act to establish commissioner districts in the county of Storey and providing for the election of members to the Board of County Commissioners thereof," approved March 9, 1937.

Mr. McGuirk moved rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee of Storey County Delegation.

Assembly recessed until 2 p. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Whalen gave notice that on Monday, January 27, 1941, he would introduce a bill increasing the Fish and Game Committee to seven members.

INTRODUCTION AND FIRST READING

By Mr. Farndale:

Assembly Bill No. 3—An Act to amend an Act entitled "An Act to require municipalities organized in another State to qualify to do business in Nevada before carrying on business in this State, regulating and prescribing the manner thereof, and other matters pertaining thereto, adding another section thereto, and repealing all other Acts in conflict herewith," approved March 20, 1933.

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

Mr. Loomis moved to amend that the bill be referred to a Joint Committee of Labor and Judiciary.

Amendment carried.

By Mr. Farndale:

Assembly Bill No. 4—An Act fixing the minimum wage rate for unskilled labor employed on public work by the State of Nevada, any county, city, town, village, school district, or other political subdivision of the State, or employed on public work by any person, firm, association, or corporation contracting with the State of Nevada or any of its said political subdivisions for such work, defining public work, providing a penalty for the violation hereof, providing for the repeal of all Acts and parts of Acts, and of a certain Act in conflict herewith, and other matters relating thereto.

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

REPORTS OF COMMITTEES

Mr. Speaker:

Your Special Committee consisting of the Storey County Delegation has had under consideration Assembly Bill No. 2, and begs leave to report the same back to the Assembly favorably, with the recommendation that it do pass.

DON MCGUIRK, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 1, which was this day declared an emergency measure under the Constitution, and passed by the following vote: Yeas, 17; nays, none.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

Mr. Jones moved the Assembly adjourn until Monday, January 27, 1941, at 11 a. m.

Assembly adjourned at 2:28 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE EIGHTH DAY

CARSON CITY (Monday), January 26, 1941.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Mr. Johnson, who was excused.

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

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

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your committee appointed to secure additional space for use of the Assembly begs to report that the proper officials have been contacted and additional space has been allotted to the Assembly for the duration of the session.

C. D. BAKER, *Chairman.*

Mr. Speaker:

Your Joint Committee on Renovations signed a contract with Mr. A. Solari, painting contractor, to clean, size, and kalsomine the Senate and Assembly chambers, the galleries and lobbies of each, for the sum of $1,050.

Arrangements were made for Mr. Andy Huhn to inspect the work, and Mr. McCloud, Surveyor General, assisted in carrying out the terms of the contract.

The contract left out of account all ceilings, but after the work got under way, it was apparent that the ceilings in the galleries and lobbies would have to be treated in order to make a good job. Your chairman, therefore, instructed the contractor to include these items as extra work.

The contractor ran his crews day and night each day and finished the work on Sunday evening.

The extra work amounted to $165, making a total of $1,215.

Your committee wishes to commend Mr. McCloud, Surveyor General, and Mr. Andy Huhn, chief painter for the State Highway Department, and Mr. Adams, head janitor at the capitol for their cooperation during the operations, and for their help in making the chambers ready.

JAMES FARNDALE, *Chairman.*

Mr. Brooks moved that the report be approved and the committee be discharged.

Carried.

MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Jones:

Assembly Resolution No. 7:

Resolved by the Assembly of the State of Nevada, That Lavern Hutchinson, John Gamick, Myrle Defenbaugh, Jessie Barnes, and Lavon Wilson, competent typists and stenographers, be and they are hereby appointed attachés for the Fortieth Session of the Nevada Legislature at a salary of six ($6) dollars per day, and that Virgil Wedge, a practicing attorney, be and he is hereby appointed as assistant bill drafter for the Fortieth Session of the Nevada Legislature at a salary of six ($6) dollars per day.

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

By Mr. Whalen:
Assembly Resolution No. 8.
Resolved by the Assembly of the State of Nevada, That the membership of the Fish and Game Commission of the Assembly shall consist of seven members.

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

Mr. Boak moved that the Assembly extend a vote of thanks to Mr. Fred Phillips for securing the curtains from the Majestic Theater.
Carried.

INTRODUCTION AND FIRST READING

Assembly Joint Resolution No. 6 of the Thirty-ninth Session.
There being no objections the Speaker referred the resolution to the Judiciary Committee.
Mr. Loomis amended that the resolution be referred to a Joint Committee of Taxation and Judiciary.
Motion carried as amended.

GENERAL FILE AND THIRD READING

Assembly Bill No. 2.
Mr. McGuirk moved that the bill be referred to the Committee on Counties and County Boundaries.
Carried.

House recessed for five minutes at 11:31 a. m.

HOUSE IN SESSION

At 11:40 a. m.
Mr. Speaker in the Chair.
Quorum present.

Mr. Speaker appointed Messrs. Cooper and Donnelly to serve on the Fish and Game Committee in accordance with Assembly Resolution No. 8.

By Messrs. Loomis and Jones:
Assembly Bill No. 5—An Act concerning the estates of deceased persons.
Mr. Loomis moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.
Carried.

By Mr. Loomis:
Assembly Bill No. 6—An Act to repeal an Act entitled "An Act concerning the duties of District Judges in the State," approved February 23, 1901, amended March 6, 1903.
On motion of Mr. Loomis, duly seconded, all rules were suspended, reading so far had considered first reading, rules further suspended,

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

Carried.

By Mr. Loomis:

Assembly Bill No. 7—An Act to repeal an Act entitled "An Act concerning the duties of District Judges in this State," approved February 12, 1879.

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

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Jones moved that the vetoed messages of the Governor which were made a special order of business for Tuesday, January 28, at 2 p. m. be vacated, and that the vetoed bills be taken up at this time.

Carried.

Mr. Speaker pro tem. in the Chair.

VETOED MESSAGES OF THE GOVERNOR

Vetoed Assembly Bill No. 13 of the Thirty-ninth Session.

STATE OF NEVADA
EXECUTIVE CHAMBER
CARSON CITY, March 27, 1939.

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

DEAR SIR: Herewith there is deposited in your office for filing, within the constitutional time limit, and without my approval, Assembly Bill No. 13, introduced January 20, 1939, by Mr. Hazard, entitled "An Act to amend an Act entitled 'An Act to limit the hours of labor of persons employed by the State, county, and municipal governments, and of persons employed by contractors, subcontractors, or other persons in the performance of a public work; requiring a condition limiting the hours of labor in all contracts for public work; fixing penalties for the violations of this Act, and other matters properly relating thereto,' approved March 29, 1919, together with the Acts amendatory thereof or supplemental thereto."

The purpose of this Act is to amend our law relative to employment of persons in public work to eight hours per day, and forty-four hours per week.

If this bill becomes a law, it will require the immediate enlargement of the personnel of the Nevada Hospital for Mental Diseases, the Nevada State Penitentiary, and the Nevada State Orphans' Home, thus calling for expenditures to be made during the ensuing biennium for which an insufficient appropriation has been made.

For the foregoing reasons, this Act is deposited without my approval.

Very respectfully yours,

E. P. CARVILLE,
Governor.

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

The veto was sustained by the following vote:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Covington, Dickerson, Dow,

Giroux, Jepson, Kleppe, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Robb, Smith, Tavelle, and Mrs. Williams—22.

NAYS—Messrs. Baker, Carlson, Cooper, Dalbey, Donnelly, Farndale, Jones, Kelly, Kispert, Lewis, Phillips, Thompson, Tognoni, Trower, and Whalen—15.

Absent—Mr. Johnson.

Not voting—Mr. Tandy and Mr. Speaker—2.

Vetoed Assembly Bill No. 94 of the Thirty-ninth Session.

STATE OF NEVADA

EXECUTIVE CHAMBER

CARSON CITY, March 27, 1939.

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

DEAR SIR: Herewith there is deposited in your office for filing, within the constitutional time limit, and without my approval, Assembly Bill No. 94, introduced February 6, 1939, by Mr. David, and entitled "An Act to amend an Act entitled 'An Act relating to and providing for the general welfare of the State of Nevada and of the people thereof by providing for compulsory old-age assistance to needy aged persons in this State, as defined and provided for in this Act; defining certain terms; designating the single State agency of this State to supervise the administration thereof, and defining the authority and duties thereof; providing for cooperation with the government of the United States in furnishing such pensions or assistance pursuant to the provisions of the so-called social security Act of Congress, approved August 14, 1935; designating the boards, and other agencies, authorized to administer and supervise the administration of such assistance and defining the authority and duties thereof; defining the minimum amount of such need and assistance to each such needy aged person and the qualifications for eligibility therefor; authorizing the making and promulgation of rules and regulations relating to the administration of this Act; providing for the establishment of certain State and county funds and regulating the expenditures therefrom; providing penalties for the violation of the provisions of this Act; repealing a certain Act and all other Acts and parts of Acts of this State in conflict herewith; and other matters relating thereto,' approved March 15, 1937, and repealing certain sections thereof."

The main purpose of this Act is to transfer to the State the proportion of old-age assistance expense which is now borne by the counties. In my opinion, the Act does not provide the machinery required for the administration of the law if so changed.

A survey of the State to determine the probable effect upon the counties leads me to the definite conclusion that a greater number of our counties will be hurt by its provisions than benefited thereby.

Finally, it is evident that such a law would eventually lead to the relaxing by the County Commissioners of that diligent supervision and careful scrutiny and consideration of individual applications which is essential to a proper and just administration of the old-age assistance law.

For the foregoing reasons, this Act is deposited without my approval.

Very respectfully yours,

E. P. CARVILLE,

Governor.

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

The veto was sustained by the following vote:

YEAS—Messrs. Alpers, Boak, Brown, Carlson, Cooper, Covington, Giroux, Jepson, Lewis, Mayes, Robb, Smith, Tognoni, Trower, Whalen, and Mrs. Williams—16.

NAYS—Messrs. Baker, Brooks, Dalbey, Dickerson, Dow, Farndale, Jones,

Kelly, Kispert, Kleppe, Mack, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, and Tavelle—18.

Absent—Mr. Johnson.

Not voting—Messrs. Donnelly, Loomis, Tandy, Thompson, and Mr. Speaker—5.

Vetoed Assembly Bill No. 114 of the Thirty-ninth Session.

STATE OF NEVADA

EXECUTIVE CHAMBER

CARSON CITY, March 27, 1939.

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

DEAR SIR: Herewith there is deposited in your office for filing, within the constitutional time limit, and without my approval, Assembly Bill No. 114, introduced February 8, 1939, by Mr. Kennett, and entitled "An Act supplementary to and amendatory of an Act entitled 'An Act to provide revenue for the support of the government of the State of Nevada, and to repeal certain Acts relating thereto,' approved March 23, 1891, and repealing all Acts and parts of Acts in conflict herewith."

By this Act the Legislature seeks to exempt from taxation certain forms of property therein enumerated, and to justify that exemption by "deeming" each of these to represent interest in property already assessed.

It is within the undoubted power of the Legislature to prohibit double taxation of property. Insofar as the enumerated items of property can properly be said to actually represent interest in other property subject to taxation, the Act would appear to be within the constitutional power of the Legislaure to enact. But insofar as it deals with property that may not with fairness be said to represent an interest in such other property, it is manifestly beyond the power of the Legislature to exempt such property from taxation by creating a presumption that the courts would hold to do violence to the evident fact.

It would in my opinion be the preferable course to permit such legislation to await the outcome of the effort that has been instituted to amend the constitutional provision here applicable.

For the foregoing reasons, this Act is deposited without my approval.

Very respectfully yours,

E. P. CARVILLE,
Governor.

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

The veto was sustained by the following vote:

YEAS—None.

NAYS—Messrs. Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—37.

Absent—Mr. Johnson.

Not voting—Mr. Alpers and Mr. Speaker—2.

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

Carried.

Assembly recessed at 12:05 p. m.

HOUSE IN SESSION

At 1:35 p. m.

Mr. Speaker in the Chair.

Quorum present.

VETOED MESSAGES FROM THE GOVERNOR

Vetoed Assembly Bill No. 138 of the Thirty-ninth Session.

STATE OF NEVADA
EXECUTIVE CHAMBER
CARSON CITY, March 27, 1939.

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

DEAR SIR: Herewith there is deposited in your office for filing, within the constitutional time limit, and without my approval, Assembly Bill No. 138, introduced February 17, 1939, by the Committee on Social Welfare, and entitled "An Act to promote the public welfare by providing for public assistance to needy blind persons; defining certain terms; designating the State agency to supervise the administration of such assistance to the needy blind and defining the authority and duties thereof; providing for cooperation with the government of the United States in furnishing such assistance; fixing the eligibility requirements to receive such assistance; authorizing the administration of funds made available to or by the State Welfare Department for assistance to needy blind persons; authorizing the making and promulgation of rules and regulations relating to the administration of this Act; providing for the establishment of certain State and county funds and regulating the expenditures therefrom; providing penalties for the violation of the provisions of this Act; repealing all Acts and parts of Acts, and other matters relating thereto."

The purpose of this Act is to provide assistance for the needy blind persons of Nevada by the joint participation of Federal, State and county governments.

This office is advised by a representative of the Federal Social Security Board that it is extremely doubtful if Federal aid may or can be granted under the particular provisions of this Act. Your attention is respectfully directed also to the fact that the Act requires the counties to raise and transmit funds sufficient to pay $^{7}/_{20}$ths of the assistance, and the expense of county administration, makes no provision for the counties furnishing any part of the State expense of administration. The Act appears unworkable.

The Act would require of the Federal Government $^{6}/_{20}$ths of 30 percent of the necessary funds, while a carefully prepared census of the blind in Nevada shows that about 50 percent are Indians, and properly to be cared for by the Indian Service.

For the foregoing reasons, this Act is deposited without my approval.

Very respectfully yours,

E. P. CARVILLE,
Governor.

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

The veto was sustained by the following vote:

YEAS—Messrs. Baker, Farndale, Giroux, Jones, and Kelly—5.

NAYS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Dow, Jepson, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—32.

Absent—Messrs. Donnelly and Johnson—2.

Not voting—Mr. Speaker.

Vetoed Assembly Bill No. 156 of the Thirty-ninth Session.

STATE OF NEVADA
EXECUTIVE CHAMBER
CARSON CITY, March 27, 1939.

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

DEAR SIR: Herewith there is deposited in your office for filing, within the

constitutional time limit, and without my approval, Assembly Bill No. 156, introduced February 20, 1939, by Mr. Burke, and entitled "An Act providing for the registration of contractors, and defining the term contractor; providing the method of obtaining licenses to engage in the business of contracting, and fixing the fees for such licenses; providing the method of suspension and cancelation of such licenses; and prescribing the punishment for violation of the provisions of this Act."

This Act has for its purpose the creation of a State Board of Contractors and the licensing of contractors and the regulation of their activities.

I am impelled to withhold my approval for a number of reasons, among which the following may be enumerated, viz:

1. While possible acceptably applicable to and workable in our larger communities, it would prove cumbersome and a deterrent in a large part of our State.

2. It would jeopardize further Federal projects within Nevada, except those in which the State participates.

3. The Act provides no machinery for, or regulation of payment to be made from the fund created by the Act.

4. There is a possibility of undue limitation of the issuance of licenses under its provisions.

5. Legal appointment of the first members of the State Board cannot be made, as appointments are restricted to those holding unexpired licenses issued under the terms of the Act.

For the foregoing reasons, this Act is deposited without my approval.

Very respectfully yours,

E. P. CARVILLE,
Governor.

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

The veto was sustained by the following vote:

YEAS—None.

NAYS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Dow, Farndale, Giroux, Jepson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—37.

Absent—Messrs. Donnelly and Johnson—2.

Not voting—Mr. Speaker.

Vetoed Assembly Bill No. 166 of the Thirty-ninth Session.

STATE OF NEVADA
EXECUTIVE CHAMBER
CARSON CITY, March 27, 1939.

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

DEAR SIR: Herewith there is deposited in your office for filing, within the constitutional time limit, and without my approval, Assembly Bill No. 166, introduced February 21, 1939, by Mr. Springer and entitled "An Act to repeal section 242 of an Act entitled 'An Act concerning crimes and punishments, and repealing certain Acts relating thereto,' approved March 17, 1911, together with the Acts amendatory thereof or supplemental thereto."

The purpose of this Act is to repeal that section of our criminal law which makes it an offense to sell intoxicating liquor to Indians not wards of the Government of the United States.

So long as the Federal law remains in force prohibiting the sale of liquor to Indians who are wards of the Government, I believe our local law should properly supplement that Federal law by prohibiting the sale of intoxicating liquor to other Indians.

The repeal here sought would probably lead to Indians severing their tribal relations, and would certainly add to the difficulty of the Federal Government in prosecuting under the Federal law, and I feel that until there is a more general advance in civilization by our Indian population, the continuance of our policy of prohibiting the sale of intoxicating liquor to Indians is advisable.

For the foregoing reasons, this Act is deposited without my approval.

Very respectfully yours,

E. P. CARVILLE,
Governor.

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

The veto was sustained by the following vote:

YEAS—None.

NAYS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Dow, Farndale, Giroux, Jepson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—37.

Absent—Messrs. Donnelly and Johnson—2.

Not voting—Mr. Speaker.

Vetoed Assembly Bill No. 225 of the Thirty-ninth Session.

STATE OF NEVADA

EXECUTIVE CHAMBER

CARSON CITY, March 27, 1939.

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

DEAR SIR: Herewith there is deposited in your office for filing, within the constitutional time limit, and without my approval, Assembly Bill No. 225, introduced February 24, 1939, by Mr. Loomis and entitled "An Act to amend article XIV of an Act entitled 'An Act to incorporate the town of Reno, and to establish a city government therefor,' approved March 16, 1903, as amended March 16, 1905, and as amended from time to time thereafter, by adding a new section thereto to be known as section 5."

This Act provides that the city of Reno shall not in any event be liable to anyone for any damages, loss, or injuries caused by any defect in any sidewalk, street, alley, curb, or gutter.

It would seem to be advisable that the municipalities should not be relieved of the financial responsibilities for damages sustained as a result of the negligence of its employees. Public policy requires of the city a due degree of care to guard against injuries thus occasioned, and this bill would put a premium on negligence of city employees.

For the foregoing reasons, this Act is deposited without my approval.

Very respectfully yours,

E. P. CARVILLE,
Governor.

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

Remarks by Mr. Cooper.

The veto was sustained by the following vote:

YEAS—None.

NAYS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Dow, Farndale, Giroux, Jepson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe,

Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—36.

Absent—Messrs. Donnelly and Johnson—2.

Not voting—Mr. Loomis and Mr. Speaker—2.

Vetoed Assembly Bill No. 263 of the Thirty-ninth Session.

STATE OF NEVADA

EXECUTIVE CHAMBER

CARSON CITY, March 27, 1939.

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

DEAR SIR: Herewith there is deposited in your office for filing, within the constitutional time limit, and without my approval, Assembly Bill No. 263, introduced March 2, 1939, by Mr. Oldham, and entitled "An Act to amend an Act entitled 'An Act relating to elections,' approved March 24, 1917, together with the Acts amendatory thereof or supplemental thereto."

The purpose of this Act is to obviate the counting of ballots where no contest exists. For this purpose, it is sought to amend five sections of the election law, and your attention is directed to the manner in which the words "as provided in section 16 hereof" are inserted in sections 19, 25, 26, and 29 with a semicolon preceding as well as following the inserted words, thus making the language very obscure.

During the progress of this bill through the Legislature, it was pointed out that we have many laws containing a requirement that certain things are dependent upon the number of votes cast for a particular office at a preceding election. This objection was sought to be met by amending the bill to provide that after the passage of this Act whenever the conditions of any Act are dependent upon the number of votes cast for any person at a previous election, such condition shall be dependent upon the vote cast for the Governor at the last preceding election, but it is obvious that it is within the range of possibility that there may be no contest for the office of Governor.

Further, it is to be borne in mind that the Constitution, in dealing with the question of initiative, requires a presentation of votes based upon the number of votes cast for Justice of the Supreme Court, and it is obviously beyond the power of the Legislature to thus affect an amendment to the Constitution.

For the foregoing reasons, this Act is deposited without my approval.

Very respectfully yours,

E. P. CARVILLE,
Governor.

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

The veto was sustained by the following vote:

YEAS—None.

NAYS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Dow, Farndale, Giroux, Jepson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—36.

Absent—Messrs. Baker, Donnelly, and Johnson—3.

Not voting—Mr. Speaker.

Vetoed Assembly Bill No. 279 of the Thirty-ninth Session.

STATE OF NEVADA

EXECUTIVE CHAMBER

CARSON CITY, March 27, 1939.

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

DEAR SIR: Herewith there is deposited in your office for filing, within the

constitutional time limit, and without my approval, Assembly Bill No. 279 introduced March 7, 1939, by Mr. Hazard, and entitled "An Act to amend the title of and to amend an Act entitled 'An Act concerning slot machines, gambling games and gambling devices; providing for the operation thereof under license; providing for certain license fees and the use of the money obtained therefrom; prohibiting minors from playing and loitering about such games; designating the penalties for violations of the provisions thereof; and other matters properly relating thereto'; approved March 19, 1931, and by adding a new section thereto."

The purpose of this Act is to add to the present list of gambling devices, betting on horse races held without the State of Nevada, and to amend the title of the Act so as to properly include an added section to the effect that the receipt of such bets or wagers shall be deemed to be a gambling device.

I am constrained to withhold my approval of this Act for the reason that this particular form of gambling affords unusual opportunities for the defrauding of betters, and it would not seem to be wise to thus enlarge the permissable field of gambling within this State.

For the foregoing reasons, this Act is deposited without my approval.

Very respectfully yours,

E. P. CARVILLE,
Govêrnor.

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

The veto was sustained by the following vote:

YEAS—None.

NAYS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Dow, Farndale, Giroux, Jepson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—36.

Absent—Messrs. Donnelly, Johnson, and Tognoni—3.

Not voting—Mr. Speaker.

Vetoed Assembly Bill No. 285 of the Thirty-ninth Session.

STATE OF NEVADA
EXECUTIVE CHAMBER
CARSON CITY, March 27, 1939.

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

DEAR SIR: Herewith there is deposited in your office for filing, within the constitutional time limit, and without my approval, Assembly Bill No. 285, introduced March 8, 1939, by Mr. McCuistion and entitled "An Act defining and limiting the liability of owners of livestock in and upon unfenced or illegally fenced lands in this State."

This bill goes beyond its title for it refers not only to such lands, but also to highways.

I am impelled to withhold my approval upon the ground that our present laws appear to afford adequate protection to the owners of livestock and equal justice between them and the owners.

For the foregoing reasons, this Act is deposited without my approval.

Very respectfully yours,

E. P. CARVILLE,
Governor.

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

The veto was sustained by the following vote:

YEAS—None.

NAYS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Donnelly, Dow, Farndale, Giroux, Jepson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—36.

Absent—Messrs. Dickerson, Johnson, and Tognoni—3.

Not voting—Mr. Speaker.

Vetoed Assembly Bill No. 286 of the Thirty-ninth Session.

STATE OF NEVADA

EXECUTIVE CHAMBER

CARSON CITY, March 27, 1939.

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

DEAR SIR: Herewith there is deposited in your office for filing, within the constitutional time limit, and without my approval, Assembly Bill No. 286, introduced March 9, 1939, by the Committee on Labor, and entitled "An Act to amend an Act entitled 'An Act to prohibit the employment of any person except a native-born or naturalized citizen of the United States by any officer of the State of Nevada, or of any political subdivision of the State, or by any person acting under or for such officer, or by any contractor with the State of Nevada, or with any political subdivision of the State, in the construction of public works, or in any office or department of the State or in any office or department of any political subdivision of the State; providing penalties for violations of this Act, and other matters relating thereto,' approved March 28, 1919, together with the Acts amendatory thereof or supplemental thereto."

This Act deals with employment on public work, and requires that at least 80 percent of the labor so employed must be Nevada labor. In response to inquiries made relative to the effect of this Act thereon, this office is advised that the requirement of 80 percent Nevada labor will make it impossible for us to secure the now granted Federal aid for highway projects.

For the foregoing reasons, this Act is deposited without my approval.

Very respectfully yours,

E. P. CARVILLE,
Governor.

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

The veto was sustained by the following vote:

YEAS—Messrs. Baker, Cooper, Donnelly, Farndale, Jones, Kelly, Kispert, Smith, Thompson, Trower, and Whalen—11.

NAYS—Messrs. Alpers, Brooks, Brown, Carlson, Covington, Dalbey, Dow, Jepson, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, and Mrs. Williams—23.

Absent—Messrs. Boak, Johnson, and Tognoni—3.

Not voting—Messrs. Dickerson, Giroux, and Mr. Speaker—3.

Vetoed Assembly Bill No. 292 of the Thirty-ninth Session.

STATE OF NEVADA

EXECUTIVE CHAMBER

CARSON CITY, March 27, 1939.

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

DEAR SIR: Herewith there is deposited in your office for filing, within the constitutional time limit, and without my approval, Assembly Bill No. 292, introduced March 9, 1939, by Mr. Murphy, and entitled "An Act to provide

revenue for the support of the government of the State of Nevada; to control, license and regulate the sale of cigarettes and tobaccos into and within the State of Nevada; to provide for the issuance of retailers' and wholesalers' licenses; to impose a stamp tax on the sale of cigarettes, to provide for State licenses, designating the type of license to be issued, the fee for such licenses, and persons to pay the same; the manner of collection thereof, and prescribing the duties to be performed by State and county officials in connection therewith; the disposition and apportionment of the funds derived therefrom; and all other matters properly relating thereto; to provide penalties for the violation thereof, and to repeal all Acts or parts of Acts in conflict therewith."

In my opinion this bill is not drawn so as to permit full compliance with its requirements; it is made effective upon its passage and approval, and by section 15 prohibits sale of unstamped cigarettes, not after July 1, 1939, but immediately upon the Act becoming effective. While so requiring, and while this subjects dealers to the penalties provided for violation of the Act, it provides for the furnishing of the requisite stamps on July 1, 1939.

It also appears that the exemption granted in section 21 to "any duly authorized common carrier engaged in the transportation of passengers in the State of Nevada" is so broad that would enable carriers to sell unstamped cigarettes in their bus stations and depots.

Without comment upon the advisability of extending sales tax provisions within our State at this time, for the reasons above stated this Act is deposited without my approval.

Very respectfully yours,

E. P. CARVILLE,
Governor.

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

The veto was sustained by the following vote:

YEAS—Mr. McCuistion.

NAYS—Messrs. Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—35.

Absent—Messrs. Johnson and Tognoni—2.

Not voting—Mr. Alpers and Mr. Speaker—2.

Voted Assembly Bill No. 315 of the Thirty-ninth Session.

STATE OF NEVADA
EXECUTIVE CHAMBER
CARSON CITY, March 27, 1939.

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

DEAR SIR: Herewith there is deposited in your office for filing, within the constitutional time limit, and without my approval, Assembly Bill No. 315, introduced March 16, 1939, by the Committee on Highways and entitled "An Act to amend an Act entitled 'An Act declaring the purpose and policy of the Legislative relative to use of the public highways of the State in the carrying of persons and property thereon in motor vehicles, defining such vehicles and public highways, providing for the licensing and regulating of certain carriers thereon by the Public Service Commission of Nevada, and providing and defining its duties in relation thereto, providing license fees for the operation of motor vehicles in carrier service for hire and other service on the public highways of the State, providing penalties for the violation thereof and other civil actions for the recovery of license fees herein, providing for refund in certain cases, providing for the weighing of motor vehicles for license purposes by

public weighmasters, and repealing all Acts and parts of Acts and certain Acts of the Legislature in conflict herewith; and other matters properly connected therewith,' approved March 23, 1933, together with the Acts amendatory thereof or supplemental thereto."

This bill has been considered in connection with Senate Bill No. 141, heretofore approved by this office, and included in which there is an amendment of this same section 3 of the Act in question.

The further amendment herein sought to be made is by the insertion of words "wholly within the confines of this State" as applying to the exemption from the provisions of the Act of the transportation of a contractor's own equipment in his own vehicle from job to job. This limitation of the exemption would appear to me to be discriminatory, and the matter would appear to be more justly regulated by the provisions of Senate Bill No. 141.

For the foregoing reasons, this Act is deposited without my approval.

Very respectfully yours,

E. P. CARVILLE,
Governor.

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

The veto was sustained by the following vote:

YEAS—None.

NAYS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—36.

Absent—Messrs. Cooper, Johnson, and Tognoni—3.

Not voting—Mr. Speaker.

Vetoed Assembly Bill No. 318 of the Thirty-ninth Session.

STATE OF NEVADA

EXECUTIVE CHAMBER

CARSON CITY, March 27, 1939.

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

DEAR SIR: Herewith there is deposited in your office for filing, within the constitutional time limit, and without my approval, Assembly Bill No. 318, introduced March 16, 1939, by Committee on Social Welfare, and entitled "An Act to amend the title of and to amend an Act entitled 'An Act to promote the public welfare by providing for public assistance to needy blind persons; defining certain terms, designating the State agency to supervise the administration of such assistance to the needy blind and defining the authority and duties thereof; providing for cooperation with the government of the United States in furnishing such assistance; fixing the eligibility requirements to receive such assistance; authorizing the administration of funds made available to or by the State Welfare Department for assistance to needy blind persons; authorizing the making and promulgation of rules and regulations relating to the administration of this Act; providing for the establishment of certain State and county funds and regulating the expenditures therefrom; providing penalties for the violations of the provisions of this Act; repealing all Acts and parts of Acts, and other matters relating thereto, approved March ...., 1939."

This Act is amendatory of Assembly Bill No. 138, and its veto is compelled by my veto of Assembly Bill No. 138.

For the foregoing reasons, this Act is deposited in your office without my approval.

Very respectfully yours,

E. P. CARVILLE,
Governor.

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

The veto was sustained by the following vote:

YEAS—Messrs. Baker, Carlson, Farndale, Giroux, Kelly, and Whalen—6.

NAYS—Messrs. Alpers, Boak, Brooks, Brown, Covington, Dalbey, Dickerson, Donnelly, Dow, Jepson, Kispert, Kleppe, Loomis, Mack, Mayes, McCuistion, McElroy, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, and Trower—25.

Absent—Messrs. Cooper, Johnson, Jones, and Tognoni—4.

Not voting—Messrs. Lewis, McGuirk, Smith, Mrs. Williams, and Mr. Speaker—5.

Assembly recessed for five minutes at 2:20 p. m.

HOUSE IN SESSION

At 2:33 p. m.

Mr. Speaker in the Chair.

Quorum present.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Cooper gave notice that he would introduce a resolution increasing the number of members on the Insurance Committee on the next legislative day.

INTRODUCTION AND FIRST READING

By Mr. Trower:

Assembly Bill No. 8—An Act defining certain duties of the Surveyor General and authorizing the appointment of assistants in the office thereof.

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

Mr. Baker amended that the bill be referred to a Joint Committee on Public Lands and Counties and County Boundaries.

Motion carried as amended.

Mr. Loomis moved that Assembly Bills Nos. 6 and 7 as emergency measures be printed.

Remarks by Messrs. Phillips and Loomis.

Carried.

GENERAL FILE AND THIRD READING

Mr. Loomis moved that Assembly Bills Nos. 6 and 7 be made a special order of business for Wednesday, January 29, 1941, at 2 p. m.

Carried.

Mr. Jones moved that the Assembly adjourn until Tuesday, January 28, 1941, at 11 a. m.

Carried.

Assembly adjourned at 2:41 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE NINTH DAY

CARSON CITY (Tuesday), January 28, 1941.

Assembly called to order at 11 a. m.
Mr. Speaker in the Chair.
Roll called.
All present except Mr. Dalbey, who was excused.
Prayer by the Chaplain, Monsignor H. J. Wientjes.

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

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 1, 2, 3, 4, 6, 7, and 8, and Assembly Joint Resolutions Nos. 1 and 2, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary reports they have had Emergency Bills Nos. 6 and 7 under discussion, and recommend that they be passed.

CLIFFORD A. JONES, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Cooper:
Assembly Resolution No. 9:

Resolved by the Assembly of the State of Nevada, That the Committee on Insurance shall consist of five (5) members.

Mr. Cooper moved the adoption of the resolution.
Carried.

Messrs. McElroy and Phillips were appointed by the Speaker to serve as additional members of the Insurance Committee in accordance with Assembly Resolution No. 9.

INTRODUCTION AND FIRST READING

By Judiciary Committee:
Assembly Bill No. 9—An Act to amend an Act entitled "An Act to regulate proceedings in civil cases in this State, and to repeal all other Acts in relation thereto," approved March 17, 1911.
Mr. Loomis moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.
Carried.

By Judiciary Committee:
Assembly Bill No. 10—An Act to amend an Act entitled "An Act in

relation to the changing of the names of individuals," approved February 10, 1869.

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

Carried.

By Judiciary Committee:

Assembly Bill No. 11—An Act to amend an Act entitled "An Act concerning wills," approved December 19, 1862.

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

Carried.

By Judiciary Committee:

Assembly Bill No. 12—An Act to amend an Act entitled "An Act relating to holographic wills," approved March 20, 1895.

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

Carried.

By Mineral County Delegation:

Assembly Bill No. 13—An Act fixing the compensation of certain county officers of Mineral County in the State of Nevada; regulating the appointments, number and compensation of their deputies and attachés, and authorizing and directing the County Commissioners of Mineral County to allow and pay compensation of such additional clerks and assistants as may be needed, as other claims against the county, and repealing all Acts and parts of Acts in conflict herewith.

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

Carried.

By Mr. Farndale:

Assembly Bill No. 14—An Act for the prevention of the adulteration and contamination of foods and beverages, and providing penalties for the violation hereof.

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

Carried.

By Mr. Loomis:

Assembly Bill No. 15—An Act to repeal an Act entitled "An Act relating to the use of stamps, coupons, tickets, certificates, cards or other similar devices, for or with the sale of goods, wares, and merchandise, and providing a penalty for violation thereof, and repealing all Acts in conflict therewith," approved March 27, 1917.

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

Carried.

By Elko County Delegation:

Assembly Bill No. 16—An Act to amend an Act entitled "An Act to encourage and promote improvement and quality of livestock in the State of Nevada; to create the Nevada State Livestock Show Board, and to provide for a State Livestock Show," approved March 29, 1929, as amended.

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

Carried.

By Nye County Delegation:

Assembly Bill No. 17—An Act to amend an Act entitled "An Act relating to the employment of school teachers in the public schools of this State," approved March 27, 1935, and adding thereto two new sections to be designated as sections 2 and 3.

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

Carried.

By Mr. Donnelly:

Assembly Bill No. 18—An Act authorizing and directing the County Commissioners of Mineral County of Nevada to transfer certain funds from the District Attorney's Investigating Fund to the General Fund of said county.

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

By Mr. Donnelly:

Assembly Bill No. 19—An Act authorizing and directing the County Commissioners of Mineral County, Nevada, to transfer certain funds from the Fish and Game Fund of said county to the General Fund of said county, and other matters properly relating thereto.

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

Carried.

By Mr. Donnelly:

Assembly Bill No. 20—An Act authorizing and directing the Board of County Commissioners of Mineral County, Nevada, to transfer certain funds belonging to said county from the Mineral Power System Fund to the General Fund of Mineral County.

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

Recessed at 11:30 a. m. for five minutes.

HOUSE IN SESSION

At 11:48 a. m.

Mr. Speaker in the Chair.

Quorum present.

INTRODUCTION AND FIRST READING

By Mr. Johnson:

Assembly Bill No. 21—An Act to repeal an Act entitled "An Act to establish commissioner districts in the county of Washoe and provide for the election of members of the Board of County Commissioners thereof," approved February 24, 1933.

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

Carried.

Recess at 11:50 a. m. for two minutes.

HOUSE IN SESSION

At 11:53 a. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Jones moved that rules be suspended and that Assembly Bill No. 1 be placed on general file for third reading and final passage.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 1 under consideration, and begs leave to report with amendments, with the recommendation that the amendments be adopted and that the bill be passed as amended. Amend Assembly Bill No. 1 by adding thereto an additional section to be designated as section 2, which said section shall read as follows: "SEC. 2. All Acts and parts of Acts insofar as they may be in conflict with the provisions of this Act are hereby repealed."

CLIFFORD A. JONES, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 1.

Mr. Loomis moved the adoption of the amendment placed on the bill by the Judiciary Committee.

Amendment adopted.

Mr. Boak moved the adoption of the following amendment to section 8 of Assembly Bill No. 1. Amend section 8 of Assembly Bill No. 1 by striking the word "two" in line 6 of the printed bill, and substitute the word "three" therefor.

Remarks by Messrs. Loomis, Jones, and Boak.

Mr. Monroe moved that the Assembly recess until 1:30 p. m.
Remarks by Messrs. Tavelle and Jones.
Carried.

Assembly recessed at 12:05 p. m.

HOUSE IN SESSION

At 1:35 p. m.
Mr. Speaker in the Chair.
Quorum present.

GENERAL FILE AND THIRD READING

Action on Assembly Bill No. 1 continued.
Discussion by Messrs. Tognoni, Tavelle, Loomis, Boak, and Monroe on amendment to Senate Bill No. 1.
Messrs. Monroe, Jones, and McElroy moved the previous question.
Carried.
On vote being taken, the amendment was lost.
Roll call on Assembly Bill No. 1:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—36.
NAYS—Messrs. Lewis and Smith—2.
Absent—Mr. Dalbey.
Not voting—Mr. Speaker.

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

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Jones moved that the special order of business for Wednesday, January 29, 1941, be vacated and that Assembly Bills Nos. 6 and 7 be made a special order of business for this time.
Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 6.
Remarks by Messrs. Loomis, Jones, and Boak.
Roll call on Assembly Bill No. 6:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—38.
NAYS—None.
Absent—Mr. Dalbey.
Not voting—Mr. Speaker.

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

Assembly Bill No. 7.
Remarks by Mr. Loomis.

Roll call on Assembly Bill No. 7:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—38.

NAYS—None.

Absent—Mr. Dalbey.

Not voting—Mr. Speaker.

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

MOTIONS, RESOLUTIONS, AND NOTICES

By Messrs. Robb, Jones, and Loomis:

Assembly Resolution No. 11, in respect to the memory of Senator Key Pittman:

WHEREAS, Our beloved SENATOR KEY PITTMAN was, on the 10th of November 1940, called to grace that great council from whence all wisdom has its beginning; and

WHEREAS, Senator Pittman had devoted to the State he loved twenty-eight years of the most valuable period of his life; and

WHEREAS, The Senator was a man of massive intellect, undaunted courage, love for his fellow man, and untiring in his efforts to maintain for his people the highest possible standard of social life and personal independence; and

WHEREAS, All these traits and virtues led him into a position of honor and responsibility in the United States Senate that at once secured for him the love and respect of all who seek right and justice; now, therefore, be it

Resolved by the Assembly of the State of Nevada, That while we deplore his loss as friend and civic servant, we shall ever remember with love and pride his friendship and achievements; be it further

Resolved, That we offer to the members of the United States Senate the thought that we share with them complete sympathy in the loss of their beloved coworker, and while the voice that spoke words of great wisdom and gave utterance to a social philosophy that gave hope of greater national glory has been forever stilled, we are not without hope, for we know that that wisdom and philosophy shall speak from the pages of Congressional Records; that those who read in the future will marvel at the intellect and sincerity of purpose of this great statesman, and from his philosophy receive inspiration to add new and greater glory to our democracy; and be it further

Resolved, That the Assembly of the State of Nevada mourns with Mrs. Pittman in her bereavement, for while her loss may never be replaced, we lost a friend whose beneficence was ever in sympathy with our aims and hopes; and be it further

Resolved, That properly certified copies of this resolution be forwarded to Mrs. Pittman, as an evidence of our respect, and to the Chairman of the Foreign Relations Committee of the United States Senate, and that this resolution be spread in full upon the minutes of this body; and be it further

Resolved, That at the conclusion of the reading of this resolution that the members of the Assembly stand at attention until seated by the Speaker as a mark of public respect.

Mr. Robb moved that the resolution be adopted.

Resolution unanimously adopted.

Mr. Boak moved that when the Assembly adjourns today it do so in memory of the late Senior Senator Key Pittman.

Carried.

Mr. Jones moved that the Assembly adjourn until 11 a. m. Wednesday, January 29, 1941.

Carried.

Assembly adjourned in memory of the late Senator Key Pittman at 2:15 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE TENTH DAY

CARSON CITY (Wednesday), January 29, 1941.

Assembly called to order at 11:05 a. m.
Mr. Speaker in the Chair.
Roll called.
All present.
Prayer by the Chaplain, Monsignor H. J. Wientjes.

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

There being no objections, Mr. Speaker and the Chief Clerk signed Assembly Concurrent Resolution No. 1 and Assembly Concurrent Resolution No. 2.

COMMUNICATION FROM PUBLIC SERVICE COMMISSION

PUBLIC SERVICE COMMISSION OF NEVADA
CARSON CITY, January 28, 1941.

Honorable William J. Cashill, Speaker of the Assembly, Carson City, Nevada.

DEAR SIR: Pursuant to Senate Concurrent Resolution No. 8 of the 39th Session of the Nevada Legislature, I am handing you herewith our report as asked for regarding transportation in general and transportation over our highways particularly.

A similar letter with copy of the report has been placed in the hands of Honorable Maurice J. Sullivan, Lieutenant Governor and President of the Senate.

Also a copy of this report has been placed on the desk of each Senator and each Assemblyman.

As Governor E. P. Carville stated in his biennial message to your august body, we stand ready at any time to appear and explain further or enlarge on the different matters referred to in this report.

Respectfully,
PUBLIC SERVICE COMMISSION OF NEVADA,
C. B. SEXTON, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Joint Resolution No. 2, which passed the Senate by the following vote: Yeas, 16; nays, none; absent, 1.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Jones:
Assembly Resolution No. 11:
Resolved by the Assembly of the State of Nevada, That the sum of ten ($10)

dollars is hereby appropriated out of the Legislative Fund to be used by the Speaker in the prepayment for postage for the official business of the Assembly.

Mr. Jones moved that the resolution be adopted.

Resolution adopted.

INTRODUCTION AND FIRST READING

By Clark County Delegation:

Assembly Bill No. 22—An Act to create a civil service commission in the city of Las Vegas, Nevada, for the regulation of the police department of the city of Las Vegas, Nevada, defining the powers and duties of the commission and regulating the personnel of the police department of the city of Las Vegas, Nevada, defining the duties of the Board of City Commissioners of the city of Las Vegas, Nevada, and other persons in relation thereto, and other matters relating thereto.

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

Carried.

By Committee on Labor:

Assembly Bill No. 23—An Act to amend an Act entitled "An Act to provide for the government of the State Prison of the State of Nevada," approved March 7, 1873, together with the Acts amendatory thereof or supplemental thereto.

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

Carried.

By Mr. Farndale:

Assembly Bill No. 24—An Act to amend an Act entitled "An Act to regulate proceedings in civil cases in this State, and to repeal all other Acts in relation thereto," approved March 17, 1911, together with the Acts amendatory thereof or supplementary thereto.

Mr. Farndale moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Joint Committee of Labor and Taxation.

Remarks by Messrs. Loomis and Farndale.

Carried.

By Clark County Delegation:

Assembly Bill No. 25—An Act authorizing the Board of Control of the State of Nevada to sell and convey certain real estate situated in Clark County, Nevada, to the United States of America, and other matters relating thereto.

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

Carried.

By Mr. Boak:

Assembly Bill No. 26—An Act to amend section 21 of an Act entitled

"An Act regulating the registration of electors for general, special, and primary elections," approved March 27, 1917, as amended by 1923 Statutes of Nevada, pages 152, 153, and 1927 Statutes of Nevada, page 290, the said section 21 being Nevada Compiled Laws 1929, section 2380, by amending paragraph 6 thereof, and by adding a new paragraph thereto to be numbered 8.

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

Carried.

INTRODUCTION AND FIRST READING

Senate Joint Resolution No. 2.

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

Carried.

Recess at 11:23 a. m.

HOUSE IN SESSION

At 11:43 a. m.
Mr. Speaker in the Chair.
Quorum present.

On motion of Mr. Phillips, Assembly Bill No. 23 was recalled from Committee on Labor and referred to a Joint Committee of Labor and State Prison.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Concurrent Resolution No. 1, providing for the cleaning and renovating of the legislative halls, and Assembly Concurrent Resolution No. 2, providing for the adjournment until the convening hour of January 27, with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Secretary of State.

DENVER DICKERSON, *Chairman.*

Recess at 11:45 a. m.

HOUSE IN SESSION

At 11:55 a. m.
Mr. Speaker in the Chair.
Quorum present.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. McCuistion moved that Assembly Bill No. 18 now in the hands of the Select Committee of Mineral County Delegation be returned to the Chief Clerk's desk and be rereferred to the Committee on Counties and County Boundaries.

Carried.

Mr. McCuistion moved that Assembly Bill No. 20, now in the hands

of the Select Committee of Mineral County Delegation, be returned to the Chief Clerk's desk and be rereferred to the Committee on Counties and County Boundaries.

Carried.

Mr. Jones moved that the Assembly adjourn until 2 p. m.

Carried.

Assembly adjourned at 11:59 a. m.

HOUSE IN SESSION

At 2:05 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

Mineral County Delegation has had Assembly Bill No. 19 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

HAYES DONNELLY, *Chairman.*

Mr. Donnelly moved that Assembly Bill No. 19 be referred to the Committee on Counties and County Boundaries.

Carried.

INTRODUCTION AND FIRST READING

By Churchill County Delegation:

Assembly Bill No. 27—An Act to amend an Act entitled "An Act to provide for the management and control of the State Agricultural Society by the State," approved March 7, 1885, together with the Acts amendatory thereof or supplementary thereto.

Mr. Kispert moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Joint Committee composed of a Select Committee of Churchill County Delegation and the Committee on Ways and Means.

By Mr. Dow:

Assembly Bill No. 28—An Act to amend an Act entitled "An Act relating to the location, relocation, manner of recording lode and placer claims, millsites, tunnel rights, amount of work necessary to hold possession of mining claims and the right of coowners therein," approved March 16, 1897, together with the Acts amendatory thereof or supplemental thereto.

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

Carried.

By Mr. Monroe:

Assembly Bill No. 29—An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada and to repeal all Acts and parts of Acts in conflict herewith,"

approved March 22, 1915, together with the Acts amendatory thereof or supplemental thereto.

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

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 21, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Jones moved that the Assembly adjourn until Thursday, January 30, 1941, at 11 a. m.

Carried.

Assembly adjourned at 2:12 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE ELEVENTH DAY

CARSON CITY (Thursday), January 30, 1941.

Assembly called to order at 11 a. m.
Mr. Speaker in the Chair.
Roll called.
All present except Mr. Loomis, who was excused.
Prayer by the Chaplain, Monsignor H. J. Wientjes.

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

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Public Morals has had Assembly Bill No. 15 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

DENVER DICKERSON, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Phillips moved that the Assembly appoint a committee of three to convey to President Franklin D. Roosevelt the congratulations and best wishes of the Assembly of the Fortieth Session on this anniversary of his birthday.
Carried.
Mr. Speaker appointed Messrs. Phillips, Mack, and Mr. Speaker as such committee.

INTRODUCTION AND FIRST READING

By Churchill County Delegation:
Assembly Bill No. 30—An Act providing for the disposal of any real estate or personal property wherein title to the same has passed, and is vested in the State of Nevada.
Mr. Dalbey moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.
Carried.

By Mr. Carlson:
Assembly Bill No. 31—An Act to amend sections 289, 290, and 292 of an Act entitled "An Act concerning crimes and punishments, and repealing certain Acts relating thereto," approved March 17, 1911.
Mr. Carlson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.
Carried.

Recessed at 11:12 a. m.

HOUSE IN SESSION

At 11:18 a. m.
Mr. Speaker in the Chair.
Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Counties and County Boundaries has had Assembly Bills Nos. 18, 19, and 20 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

JAS. WHALEN, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bills Nos. 9 and 10, and Joint Resolution No. 1 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

CLIFFORD A. JONES, *Chairman.*

INTRODUCTION AND FIRST READING

By Mr. Boak:

Assembly Joint Resolution No. 3, proposing an amendment to article IV of the Constitution of the State of Nevada:

Resolved by the Assembly of the State of Nevada, the Senate concurring, That section 3 of article IV of the Constitution of the State of Nevada be amended to read as follows:

SEC. 3. The members of the Assembly shall be chosen by the qualified electors of their respective counties, or districts, on the first Tuesday after the first Monday in November, at the biennial or general election on said date, and their term of office shall be four years from the day next after their election, and it shall be the duty of the members of the Supreme Court immediately following the biennial or general election at which this amendment is approved and ratified by the people to designate by lot one-half, as nearly as may be, of the members so elected at said election and from the various counties, who shall be deemed as having been elected for four years, and the remainder thereof shall be deemed to have been elected for the term of two years; so that thereafter one-half, as nearly as may be, of the members shall be elected biennially for a period of four years.

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

Carried.

MOTIONS, RESOLUTIONS, AND NOTICES

To the Honorable the Assembly:

Notice is hereby given that on the next legislative day the undersigned will propose an amendment to the Assembly Rules touching the procedure in the matter of the operation of the general file.

DOUG TANDY.

Mr. Jones moved that the Assembly adjourn until Monday, February 3, 1941, at 11 a. m.

Assembly adjourned at 11:27 a. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE FIFTEENTH DAY

CARSON CITY (Monday), February 3, 1941.

Assembly called to order at 11 a. m.
Mr. Speaker in the Chair.
Roll called.
All present.
Prayer by the Chaplain, Reverend A. S. Kean.

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

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on County and County Boundaries has had Assembly Bill No. 2 under consideration, and begs leave to report on the same, with the recommendation that it be returned to the Committee of Storey County Delegation.

JAS. WHALEN, *Chairman.*

On motion of Mr. Whalen Assembly Bill No. 2 was referred to the Storey County Delegation.
Carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 3, which passed the Senate by the following vote: Yeas, 16; nays, none; absent, 1. Amend as follows: Strike all of section 14, lines 22 to 29, inclusive, page 6, and substitute in lieu thereof the following section:

SEC. 14. All Acts or parts of Acts in conflict with the provisions of this Act are hereby repealed insofar as they conflict with the provisions of this Act.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Tandy moved to adopt the proposed amendment to Senate Bill No. 3.

Mr. Tandy offered the following amendment to Assembly Standing Rules:

Amend Assembly Standing Rules, particularly Rule 11, by inserting after the comma after the word Clerk, in line 5 of said rule, on page 54, the following: "shall be held over until the next legislative day for consideration."

Remarks by Mr. Boak.
Amendment carried.

Mr. Kispert moved that Assembly Bill No. 27 be recalled from the

Joint Committee of Churchill County Delegation and Ways and Means and referred to the Committee on Agriculture.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Dickerson:

Assembly Bill No. 32—An Act relating to the administration of the Nevada Unemployment Compensation Division and the Nevada State Employment Service, and providing for the administration of the Unemployment Compensation Law; creating the Employment Security Department, the Employment Security Commission, the office of Executive Director and a Board of Review, and providing for other officers and employees; transferring certain funds, records, equipment, and employees to the Employment Security Department; creating a Merit Examination Board and providing for a merit system of personnel administration within the department; defining the powers and duties of all officers, commissions, boards and employees of said department; repealing sections 10, 11, 12, and 18 of the Unemployment Compensation Law; and other matters relating thereto.

Mr. Dickerson moved rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Joint Committee of Ways and Means and Judiciary.

Mr. Whalen moved to amend that the bill also be referred to the Committee on Labor.

Remarks by Messrs. Dickerson, Whalen, Cooper, and Thompson.

Amendment lost.

Motion carried.

Senate Bill No. 3.

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

GENERAL FILE AND THIRD READING

Assembly Bill No. 15.

Amendment proposed by Mr. Loomis: Amend section 1 of Assembly Bill No. 15 by inserting after the last comma in line 6 of the printed bill the words and figures "being sections 6714, 6715, 6716, and 6717 of the Nevada Compiled Laws of 1929."

Mr. Loomis moved the adoption of the amendment as read.

Amendment carried.

Remarks by Mr. Loomis.

Roll call on Assembly Bill No. 15:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—38.

NAYS—None.

Not voting—Mr. Tandy and Mr. Speaker—2.

Assembly Bill No. 15 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Loomis moved to adopt an amendment to the title of Assembly Bill No. 15 by striking out the period at the end of the title, inserting in lieu thereof a comma, and adding thereto the words and figures "being sections 6714, 6715, 6716, and 6717 Nevada Compiled Laws of 1929."

Carried.

Assembly Bill No. 18.

Remarks by Messrs. Donnelly and Tavelle.

Roll call on Assembly Bill No. 18:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—39.

NAYS—None.

Not voting—Mr. Speaker.

Assembly Bill No. 18 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 19.

Remarks by Messrs. Boak, Donnelly, Loomis, Baker, Jones, and Brown.

Mr. Loomis moved that Assembly Bill No. 19 be referred to the Committee on Fish and Game.

Remarks by Messrs. Whalen, Cooper, and Loomis.

Roll called on amendment to Assembly Bill No. 19.

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dow, Jepson, Johnson, Kispert, Lewis, Loomis, Robb, and Tandy—16.

NAYS—Messrs. Baker, Dickerson, Donnelly, Farndale, Giroux, Jones, Kelly, Kleppe, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Smith, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—23.

Not voting—Mr. Speaker.

Amendment lost.

Remarks by Messrs. Loomis, Donnelly, and Jones.

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

Mr. Dickerson amended the motion that the Assembly recess until 1 p. m.

Carried.

Adjourned at 12:01 p. m.

HOUSE IN SESSION

At 1 p. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Mr. Donnelly moved that Assembly Bill No. 19 be referred to Committee on Judiciary.

Carried.

MOTIONS, RESOLUTIONS, AND NOTICES

On motion of Mr. Smith Senate Bill No. 3 was placed on top of the file for third reading and final passage.

GENERAL FILE AND THIRD READING

Senate Bill No. 3.

Remarks by Messrs. Giroux and Smith.

Roll call on Senate Bill No. 3:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—38.

NAYS—None.

Absent—Mr. Cooper.

Not voting—Mr. Speaker.

Senate Bill No. 3 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Boak moved the adoption of the preamble to Senate Bill No. 3.

Preamble adopted.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee of Storey County Delegation has had Assembly Bill No. 2 under consideration, and begs leave to report favorably on the same, with the recommendation that the bill do pass.

DON MCGUIRK, *Chairman.*

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 22, 23, 25, 27, 28, and 29, hereto attached, are correct copies of the triplicates thereof in its possession.

Also, certifies that bound copy of Assembly Bill No. 26, save and except the omission of the bracket before the figure 8, line 3, page 3 of the printed bill, hereto attached, is the correct copy of the triplicate thereof in its possession.

D. H. TANDY, *Chairman.*

Mr. Tandy moved that the Chief Clerk be authorized to make the necessary corrections to Assembly Bill No. 26.

Carried.

MOTIONS, RESOLUTIONS, AND NOTICES

By Committee on Claims:

Assembly Resolution No. 12:

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

Reno Printing Company	$319.95
Clay Office Equipment Company	83.40
A. Carlisle & Company	431.20
Morrill and Machabee, Inc.	222.13
Elmer Paper Company	42.79
Zellerbach Paper Company	88.07

Mr. Tognoni moved that Assembly Resolution No. 12 be adopted.

Resolution adopted.

GENERAL FILE AND THIRD READING

Assembly Bill No. 20.

Roll call on Assembly Bill No. 20:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—37.

NAYS—None.

Absent—Mr. Cooper.

Not voting—Mr. McGuirk and Mr. Speaker—2.

Assembly Bill No. 20 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Joint Resolution No. 1.

Remarks by Messrs. Boak and Lewis.

Roll call on Assembly Joint Resolution No. 1:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—37.

NAYS—None.

Absent—Mr. Cooper.

Not voting—Mr. Speaker.

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

Assembly Bill No. 9.

Remarks by Messrs. Loomis, Phillips, Jones, Boak, Tavelle, Tandy, and Dow.

Messrs. Jones, Covington, and Loomis moved the previous question. Carried.

Roll call on Assembly Bill No. 9:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—39.

NAYS—None.

Not voting—Mr. Speaker.

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

Assembly Bill No. 10.

Remarks by Messrs. Loomis, Jones, Dow, and Dickerson.

Recess at 2:12 p. m. for five minutes.

HOUSE IN SESSION

At 2:30 p. m.

Mr. Speaker in the Chair.

Quorum present.

Amendment proposed by Mr. Monroe to Assembly Bill No. 10: Amend section 1 of Assembly Bill No. 10 by changing the word "three" to "five" in line 6.

Mr. Jones moved the adoption of the amendment to Assembly Bill No. 10.

Amendment adopted .

Roll call on Assembly Bill No. 10:

YEAS—Messrs. Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—35.

NAYS—None.

Not voting—Messrs. Alpers, Baker, McGuirk, Monroe, and Mr. Speaker—5.

Assembly Bill No. 10 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. Jones moved that the Assembly adjourn until 11 a. m. Tuesday, February 4, 1941.

Carried.

Assembly adjourned at 2:38 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE SIXTEENTH DAY

CARSON CITY (Tuesday), February 4, 1941.

Assembly called to order at 11 a. m.
Mr. Speaker in the Chair.
Roll called.
All present.
Prayer by the Chaplain, Reverend A. S. Kean.

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

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 24, save and except that the triplicate should be corrected to conform with the printed copy by lifting December 5, on page 2 of the triplicate, changing the figure 5 to figure 2, and placing the section to the bottom of the bill, hereto attached, is a correct copy of the triplicate thereof in its possession.

Also, certifies that bound copies of Assembly Bills Nos. 30 and 31, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Tandy moved that the Chief Clerk be authorized to make the necessary corrections to Assembly Bill No. 24.

Carried.

Mr. Speaker:

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

HAYES DONNELLY, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 5, which passed the Senate, as amended, by the following vote: Yeas, 15; nays, none; absent, 2. Amend section 1 of Senate Bill No. 5 by striking out on page 1, line 7, the word "poor" and insert in lieu thereof the word "needy"; on page 1, line 8, strike the word "poor" and insert in lieu thereof the word "needy."

Also, Senate Bill No. 7, which passed, as amended: Yeas, 15; nays, none; absent, 2. Amend section 1 of Senate Bill No. 7, line 2, page 1 of the printed bill, by striking the words and figures "chapter 67 Statutes of Nevada 1931, page 96" and insert in lieu thereof: "Section 2243.01 N. C. L. 1929." Amend the title of Senate Bill No. 7 by striking out the period at the end of the title in the printed bill, insert a comma, and the words "as amended."

Also, Senate Bill No. 9, which passed: Yeas, 15; nays, none, absent, 2.

Also, Senate Joint Resolution No. 1, which passed: Yeas, 10; nays, 5; absent, 2.

Also, to return Assembly Bill No. 6, which passed: Yeas, 15; nays, none; absent, 2.

Also, Assembly Bill No. 7, which passed: Yeas, 15; nays, none; absent, 2.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

By Mr. Whalen:

Assembly Bill No. 33—An Act to amend an Act entitled "An Act regulating the hours of service and fixing the minimum compensation therefor of females employed in private employment in this State, and providing certain exceptions thereto; providing the mode of payment of the compensation of such females, and providing compensation for female employees reporting for duty but not permitted to enter upon such duties; providing for special uniforms for female employees; defining the duties of certain persons in relation thereto; prescribing penalties for the violations thereof, and other matters properly relating hereto," approved March 29, 1937, together with all Acts amendatory thereof or supplemental thereto.

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

Carried.

By Committee on Labor:

Assembly Bill No. 34—An Act to provide for a day of rest from labor.

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

Carried.

By Messrs. Cooper and Whalen:

Assembly Bill No. 35—An Act to amend an Act entitled "An Act regulating the nomination of candidates for public office in the State of Nevada," approved March 23, 1917.

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

Carried.

By Elko County Delegation:

Assembly Bill No. 36—An Act to amend an Act entitled "An Act fixing the compensation of the county officers of Elko County, Nevada, and regulating the employment and compensation of deputies and other employees of said officers, and repealing all Acts and parts of Acts in conflict herewith," approved March 30, 1935.

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

Carried.

By Mr. Thompson:

Assembly Bill No. 37—An Act to amend an Act entitled "An Act to require the registration of motor vehicles, trailers and semitrailers, and to require the payment of fees thereupon, imposing certain duties and obligations upon the owners of motor vehicles rented without drivers, to provide for the transfer of interest in and to motor vehicles, providing for the registration of manufacturers and dealers in motor vehicles, trailers and semitrailers, regulating the use of motor vehicles by nonresidents, making and constituting County Assessors officers of the department and imposing certain duties upon them, creating a 'Motor Vehicle Fund,' and providing for the disposition thereof, to prevent the taking or injury of any vehicle without the consent of the owner; to provide for the duties and powers of Vehicle Commissioner and for the Motor Vehicle Department; to regulate court proceedings in certain civil actions arising under this Act; to provide penalties for violations of this Act and to make uniform the law relating to the subject matter of this Act; and to repeal all Acts in conflict or inconsistent therewith," approved March 27, 1931, as amended by chapter 203 Statutes of Nevada 1931; as amended by chapter 177 Statutes of Nevada 1933; as amended by chapter 173 Statutes of Nevada 1935; as amended by chapter 40 Statutes of Nevada 1937; as amended by chapter 151 Statutes of Nevada 1937.

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

Carried.

By Mr. Loomis:

Assembly Bill No. 38—An Act to provide for the regulation of health and accident insurance policies, providing penalties for the violations thereof, and matters properly connected therewith and relating thereto.

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

Carried.

By Committee on Judiciary:

Assembly Bill No. 39—An Act to amend an Act entitled "An Act to regulate the practice of chiropody, and provide for the requirements for a certificate to practice same," approved March 14, 1917.

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

Carried.

Senate Bill No. 5.

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

Mr. Loomis amended that the bill be referred to a Joint Committee of Labor and Judiciary.

Motion, as amended, carried.

Senate Bill No. 7.

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

Carried.

Senate Bill No. 9.

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

Carried.

Senate Joint Resolution No. 1.

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

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 2.

Remarks by Mr. McGuirk.

Roll call on Assembly Bill No. 2:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McElroy, McGuirk, Munk, Phillips, Smith, Tandy, Tavelle, Tognoni, Trower, and Mrs. Williams—34.

NAYS—None.

Not voting—Messrs. McCuistion, Monroe, Robb, Thompson, Whalen, and Mr. Speaker—6.

Assembly Bill No. 2 having received a constitutional majority, Mr. Speaker declared it passed.

INTRODUCTION AND FIRST READING

By Mr. Loomis:

Assembly Bill No. 40—An Act relating to the inheritance rights of aliens.

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

Carried.

By Mr. Dickerson:

Assembly Bill No. 41—An Act to amend an Act entitled "An Act to provide for the government of the State Prison of the State of Nevada," approved March 7, 1873, as amended by chapter 25 Statutes of Nevada 1877; as amended by chapter 67 Statutes of Nevada 1885; as amended

by chapter 91 Statutes of Nevada 1893; as amended by chapter 37 Statutes of Nevada 1931.

Mr. Dickerson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Joint Committee of Judiciary and State Prison.

Carried.

Recess at 11:35 a. m.

HOUSE IN SESSION

At 11:45 a. m.
Mr. Speaker in the Chair.
Quorum present.

Mr. Mayes moved that the Assembly recess until the hour of 1:30 p. m.

Carried.

House in recess at 11:47 a. m.

HOUSE IN SESSION

At 1:30 p. m.
Mr. Speaker in the Chair.
Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

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

JAS. WHALEN, *Chairman.*

Mr. Whalen moved that rules be suspended and the bill be placed on file for third reading and final passage.

Carried.

Mr. Speaker:

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

NYE W. TOGNONI, *Chairman.*

Mr. Tognoni moved that rules be suspended and the bill be placed on top of file for third reading and final passage.

Carried.

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 19 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

CLIFFORD A. JONES, *Chairman.*

Mr. Jones moved that rules be suspended and the bill be placed on top of file for third reading and final passage, as amended.

Carried.

INTRODUCTION AND FIRST READING

By Washoe County Delegation:

Assembly Bill No. 42—An Act to create a "Civil Service Commission" for the county of Washoe, Nevada, for the regulation of the employees of the various offices and departments of the county of Washoe, Nevada; defining the powers and duties of the said commission, and other matters properly connected therewith and relating thereto.

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

Carried.

By Mr. Giroux:

Assembly Bill No. 43—An Act providing for leave of absence for county officials and county employees, the length of time of such leave, and providing for their salary during such time.

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

Carried.

By Messrs. Thompson, Trower, and Farndale:

Assembly Bill No. 44—An Act to amend an Act entitled "An Act creating the office of Inspector of Mines; fixing his duties and powers; providing for the appointment of a deputy and fixing the compensation of both; requiring certain reports and notices of accidents to be made to said inspector, and defining the duties of the Attorney-General and District Attorneys in relation to suits instituted by the Inspector of Mines," approved March 24, 1909, as amended.

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

Mr. Tognoni amended that the bill be referred to a Joint Committee of Labor and Mines and Mining.

Carried, as amended.

By Messrs. Thompson, Trower, and Farndale:

Assembly Bill No. 45—An Act to amend an Act entitled "An Act creating the office of Inspector of Mines; fixing his duties and powers; providing for the appointment of a deputy and fixing the compensation of both; requiring certain reports and notices of accidents to be made to said Inspector, and defining the duties of the Attorney-General and District Attorneys in relation to suits instituted by the Inspector of Mines," approved March 24, 1909, as amended.

Mr. Thompson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Joint Committee of Labor and Mines and Mining.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Joint Resolution No. 3, hereto attached, is a correct copy of the triplicate thereof in its possession.

DOUG TANDY, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 19.

Mr. Jones moved to amend section 1 of Assembly Bill No. 19 by striking out the words "to be used for the purposes of fish and game protection only," as they appear in lines 5 and 6 of the printed bill.

Remarks by Messrs. Brown and Jones.

Amendment adopted.

Roll call on Assembly Bill No. 19:

YEAS—Messrs. Alpers, Baker, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—38.

NAYS—None.

Not voting—Mr. Boak and Mr. Speaker—2.

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

Assembly Bill No. 28.

Remarks by Messrs. Baker, Dow, Loomis, and Tognoni.

Mr. Loomis moved to amend section 3 of Assembly Bill No. 28 by striking out section 3 of the printed bill.

Remarks by Messrs. Tognoni, Jones, Dow, Tavelle, and Monroe.

Mr. Loomis moved the adoption of the amendment.

Remarks by Messrs. Loomis, Baker, Alpers, Tognoni, and Whalen.

Messrs. Whalen, Loomis, and Jones moved the previous question.

Amendment adopted.

Roll call on Assembly Bill No. 28:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—39.

NAYS—None.

Not voting—Mr. Speaker.

Assembly Bill No. 28 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 14.

Mr. Farndale moved that section 1 of Assembly Bill No. 14 be amended as follows: by striking out in line 9, page 2 of the printed bill, the word "reuse" and insert in lieu thereof the word "re-use."

Amendment adopted.

Remarks by Messrs. Tandy, Whalen, and Loomis.

Mr. Loomis moved that Assembly Bill No. 14 be referred to the Judiciary Committee.

Mr. Tavelle moved to amend that the bill be referred to a Joint Committee of Judiciary and Ways and Means.

Remarks by Mr. Farndale.

Mr. Farndale moved to amend the amendment that the bill be referred to the Committee on Labor.

Remarks by Messrs. Jones and Tandy.

The amendment proposed by Mr. Farndale was lost.

Mr. Jones moved to amend the amendment by referring the bill to Committee on Social Welfare.

Remarks by Messrs. Whalen, Loomis, Phillips, Giroux, Farndale, Covington, Tandy, and Jones.

Messrs. Tandy, Brown, and Brooks moved the previous question.

The motion as amended carried, and the bill was referred to the Committee on Social Welfare.

Mr. Jones moved that the Assembly adjourn until 11 a. m., Wednesday, February 5, 1941.

Carried.

Assembly adjourned at 2:45 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE SEVENTEENTH DAY

CARSON CITY (Wednesday), February 5, 1941.

Assembly called to order at 11 a. m.
Mr. Speaker in the Chair.
Roll called.
All present except Mr. Alpers, who was excused.
Quorum present.
Prayer by the Chaplain, Monsignor H. J. Wientjes.

Mr. Speaker pro tem. in the Chair.

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

There being no objections, Mr. Speaker and the Chief Clerk were authorized to sign Assembly Bills Nos. 6 and 7.

The following acknowledgment was read by Mr. Speaker.

THE WHITE HOUSE
WASHINGTON

January 31, 1941.

HONORABLE WILLIAM J. CASHILL, *Speaker of the Assembly of the State of Nevada, Carson City, Nevada.*

MY DEAR MR. SPEAKER: Many thanks for the message you sent me conveying birthday greetings on behalf of the Assembly of the State of Nevada. Please convey to the members of the Assembly an expression of my deepest appreciation for their friendly thought.

Very sincerely yours,
FRANKLIN D. ROOSEVELT.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 4, which passed the Senate by the following vote: Yeas, 16; nays, none; absent, 1.

Also, Senate Joint Resolution No. 3, which passed: Yeas, 16; nays, none; absent, 1.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS, AND NOTICES

By Committee on Natural Resources:

Assembly Resolution No. 13.

WHEREAS, A notable event has taken place within the past few days, wherein a member of this Assembly has become a proud father, and this legislative body has thus been honored; and

WHEREAS, and WHEREAS; and WHEREAS, and WHEREAS; and

WHEREAS, This Assembly is proud of its opportunity to be a God-Father to it—her—the charming little lady; and

WHEREAS, It is highly improbable that the same or another member of this Assembly will duplicate the honor thus bestowed upon us during this session; and

WHEREAS, This legislative body is mindful and fully appreciative of the rarity of a legislative birth; therefore, in commemoration of the notable event and as an evidence of our official appreciation, be it

Resolved by the Assembly of the State of Nevada, That it be and is the will of this Assembly that the said young lady as aforesaid be and hereby is christened and shall thereafter be known to the members of this Assembly as Nevada Judicial Loomis; and be it further

Resolved, That the original of this resolution be delivered to the proud parents, as a token of our official pride in being thus related to a native daughter of "One Sound State."

Mr. Boak moved that the Assembly give a rising vote in adoption of the resolution.

Remarks by Messrs. Loomis, Tavelle, and Cooper.

Resolution adopted.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on State Institutions has investigated the Orphans' Home, and begs leave to report that we started from the kitchen and inspected the entire building and its operation, including the noon-day meal.

It is with mingled feeling of deep satisfaction and justifiable pride that we report conditions at the Orphans' Home as being highly favorable. The operation of the institution, under the management of Superintendent and Mrs. E. C. Sloan, reflects credit upon the entire State.

JOE S. COOPER, *Chairman*, HELEN WILLIAMS,
ALLAN K. DALBEY, DENVER DICKERSON,
FRED PHILLIPS,

Mr. Speaker:

Your Joint Committee of Public Lands and Counties and County Boundaries has had Assembly Bill No. 8 under consideration, and begs leave to report the same with an amendment, with the recommendation that the amendment be adopted and that the bill do pass as amended.

Amend section 1 of Assembly Bill No. 8 by striking out after the period following the word "assessors" in line 9, page 1 of the printed bill, all the remainder of line 9 and lines 10, 11, 12, 13, and 14.

E. H. TROWER,
J. W. WHALEN,
Chairmen of Committee.

Mr. Speaker:

Your Committee of Washoe County Delegation has had Assembly Bill No. 21 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

H. L. COVINGTON, *Chairman.*

INTRODUCTION AND FIRST READING

By Churchill County Delegation:

Assembly Bill No. 46—An Act requiring persons hunting on private fenced lands to obtain written permission therefor; providing a penalty for the violation hereof, and other matters properly related thereto.

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

Carried.

By Committee on Labor:

Assembly Bill No. 47—An Act to amend an Act entitled "An Act concerning crimes and punishments, and repealing said Acts relating thereto," approved March 17, 1911, together with the Acts amendatory thereof or supplemental thereto, by adding six (6) new sections thereto.

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

Carried.

By Committee on Labor:

Assembly Bill No. 48—An Act regulating the furnishing of music by organizations supported in whole or in part by public funds, providing penalties for the violation thereof, and other matters properly relating thereto.

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

Carried.

By Mr. Farndale:

Assembly Bill No. 49—An Act to provide for protection to life and property by the creation of an electrical administrative board; the adoption of minimum standards for electrical equipment and its installation; the enforcement of such standards by inspection as prescribed by the electrical administrative board; the licensing of electrical contractors and electricians; the prescribing of penalties for violations of this Act; and the repealing of all conflicting Acts or parts thereof.

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

Carried.

Remarks by Messrs. Monroe and Farndale.

Mr. Monroe moved that Assembly Bill No. 49 be referred to the Committee on Building and Construction as soon as it was referred out of the Joint Committee of Labor and Ways and Means.

Carried.

Senate Bill No. 4.

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

Carried.

Senate Joint Resolution No. 3.

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

Carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Concurrent Resolution No. 1, which was adopted by the Senate.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

GENERAL FILE AND THIRD READING

Senate Concurrent Resolution No. 1.

Mr. Tandy moved the adoption of Senate Concurrent Resolution No. 1.

Resolution adopted.

Assembly Bill No. 13.

Remarks by Mr. Donnelly.

Roll call on Assembly Bill No. 13:

YEAS—Messrs. Boak, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—34.

NAYS—None.

Absent—Messrs. Alpers, Baker, Brooks, Jones, Kelly, and Mr. Speaker—6.

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

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

Assembly adjourned at 11:32 a. m.

HOUSE IN SESSION

At 1:30 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Bill No. 6 and Assembly Enrolled Bill No. 7 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

DENVER DICKERSON, *Chairman.*

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bill No. 25 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 3 of Assembly Bill No. 25 by changing the period in line 16 to a comma and adding "which shall be deposited in the General Fund of the State."

C. D. BAKER, *Chairman.*

Mr. Speaker:

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

O. D. JEPSON, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Joint Resolution No. 3 under

consideration, and begs leave to report with the recommendation that it be referred to the Committee on Elections.

CLIFFORD A. JONES, *Chairman.*

Mr. Whalen moved that Assembly Joint Resolution No. 3 be referred to Committee on Elections.

Carried.

MOTIONS, RESOLUTIONS, AND NOTICES

Assembly Resolution No. 14:

Resolved by the Assembly, That Mrs. Katharine H. Smith, a competent and capable typist, be employed as an attaché at a salary of six dollars ($6) per day in the Assembly of the Fortieth Session of the Nevada State Legislature.

Mr. Jones moved that the resolution be adopted.

Resolution adopted.

By Mr. Carlson:

Assembly Bill No. 50—An Act to require security for the payment of wages for persons engaged in the mining industry, and providing penalties for violation of the provisions thereof.

Mr. Carlson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Joint Committee of Mines and Mining and Judiciary.

Carried.

By Mr. Jones:

Assembly Bill No. 51—An Act to amend an Act entitled "Regulating the registration of electors for general, special and primary elections," approved March 27, 1917, together with the Acts amendatory thereof or supplementary thereto.

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

Carried.

By Mr. Dickerson:

Assembly Bill No. 52—An Act authorizing the County Treasurer and the County Auditor of Ormsby County, of the State of Nevada, to transfer certain funds now in the treasury of said county.

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

Carried.

By Washoe County Delegation:

Assembly Bill No. 53—An Act to amend an Act entitled "An Act to incorporate the town of Sparks in Washoe County, and defining the boundaries thereof, and to authorize the establishment of a city government therefor, and other matters relating thereto," approved March 15, 1905, as amended.

Mr. Covington moved that rules be suspended, reading so far had

considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Washoe County Delegation.

Carried.

House in recess at 1:55 p. m.

HOUSE IN SESSION

At 2:10 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Judiciary has had Senate Joint Resolution No. 1 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

CLIFFORD A. JONES, *Chairman.*

Mr. Jones moved that rules be suspended, and that Senate Joint Resolution No. 1 be placed on top of the file for third reading and final passage.

Remarks by Mr. McGuirk.

Motion carried.

Messrs. Tandy, Whalen, and Dalbey moved the roll be called on placing Senate Joint Resolution No. 1 on top of the file for third reading and final passage.

YEAS—Messrs. Baker, Boak, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Loomis, Mack, Mayes, McCuistion, McElroy, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, and Mrs. Williams—33.

NAYS—Messrs. Farndale, Lewis, McGuirk, and Whalen—4.

Absent—Messrs. Alpers and Brooks—2.

Not voting—Mr. Speaker.

Senate Joint Resolution No. 1 was ordered placed on top of the file for third reading and final passage.

INTRODUCTION AND FIRST READING

By Churchill County Delegation:

Assembly Bill No. 54—An Act to amend an Act entitled "An Act to regulate traffic on the highways of this State, to provide punishment for violation thereof, and other matters properly connected therewith," approved March 21, 1925, as amended.

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

Carried.

By Social Welfare Committee:

Assembly Bill No. 55—An Act to amend an Act entitled "An Act relating to and providing for the general welfare of the State of Nevada and of the people thereof by providing for compulsory old-age assistance to needy aged persons in this State, as defined and provided for

in this Act; defining certain terms; designating the single State agency of this State to supervise the administration thereof, and defining the authority and duties thereof; providing for cooperation with the government of the United States in furnishing such pensions or assistance pursuant to the provisions of the so-called Social Security Act of Congress, approved August 14, 1935; designating the boards and other agencies authorized to administer and supervise the administration of such assistance and defining the authority and duties thereof; defining the minimum amount of such need and assistance to each such needy aged person and the qualifications for eligibility therefor; authorizing the making and promulgation of rules and regulations relating to the administration of this Act; providing for the establishment of certain State and county funds and regulating the expenditures therefrom; providing penalties for the violation of the provisions of this Act; repealing a certain Act and all other Acts and parts of Acts of this State in conflict herewith; and other matters relating thereto," approved March 15, 1937, being chapter 67, page 129, 1937 Statutes of Nevada.

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

Carried.

GENERAL FILE AND THIRD READING

Senate Joint Resolution No. 1.

Mr. Loomis moved that Senate Joint Resolution No. 1 be indefinitely postponed.

Messrs. McCuistion, Whalen, and Dalbey moved for roll call on postponement.

Remarks by Mr. Jones.

Roll call on indefinite postponement of Senate Joint Resolution No. 1:

YEAS—Messrs. Baker, Boak, Brown, Covington, Dalbey, Dickerson, Donnelly, Dow, Giroux, Jones, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, Monroe, Munk, Phillips, Robb, Smith, Tavelle, and Thompson—25.

NAYS—Messrs. Carlson, Cooper, Farndale, Jepson, Johnson, McGuirk, Tandy, Trower, and Whalen—9.

Absent—Messrs. Alpers and Brooks—2.

Not voting—Messrs. Kelly, Tognoni, Mrs. Williams, and Mr. Speaker—4.

Mr. Speaker declared the resolution indefinitely postponed.

Mr. Jones moved that the Assembly adjourn until 11 a. m. Thursday, February 6, 1941.

Carried.

Assembly adjourned at 2:25 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE EIGHTEENTH DAY

CARSON CITY (Thursday), February 6, 1941.

Assembly called to order at 11 a. m.
Mr. Speaker in the Chair.
Roll called.
All present except Mr. Munk, who was excused.
Prayer by the Chaplain, Reverend A. S. Kean.

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

There being no objections the Speaker and Chief Clerk signed Senate Bill No. 3.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, and 45, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 30 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

CLIFFORD A. JONES, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 11, which passed the Senate by the following vote: Yeas, 16; nays, none; absent, 1.

Also, Senate Bill No. 14, which passed: Yeas, 16; nays, none; absent, 1.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Fish and Game has had the initiative petition under consideration, and begs leave to report unfavorably on the same, with the recommendation that majority and minority opinions, submitted herewith, subscribed to by the members of the committee, be made a part of this report:

MAJORITY REPORT

We, the undersigned, constituting a majority of the membership of the Assembly Fish and Game Committee, desire to report unfavorably on the initiative petition providing for adoption of a so-called centralized control plan of fish and game management in the State of Nevada for the following reasons:

1. The provisions of the Act proposed by the petition are drastic in nature and vest in the State Commission and the State Fish and Game Director, proposed to be established thereunder, all-inclusive powers which it is felt will

not work toward the best interests of the sportsmen in the various counties of the State. We find that such powers include granting, under the commission, functions which, under the Constitution, rightfully belong to the Legislature and to the Legislature alone.

2. It is felt that many of the problems and instances of inefficiency existing in some of the counties can be solved and corrected through closer cooperation between Boards of County Commissioners and the sportsmen in the respective counties without the necessity of accepting many of the extreme measures called for in the initiaitve petition under consideration.

3. Under the broad powers granted to the proposed commission and the director of fish and game through this petition, it appears that many unknown factors could reasonably creep into the administration of this proposed Act which we feel may prove detrimental. In other words, the provisions of the Act, as set forth by the petition, fail to place any check whatsoever on the amount of money that could be spent for salaries, office expenses, etc., which seems to ignore a fundamental principle of democratic government wherein all departments of the government are balanced and checked by other departments.

4. We believe the Legislature should feel hesitant about establishing a new State bureau involving a large initial expenditure of funds and calling for administrative expenditures which would deplete a considerable percentage of the moneys available and would leave a comparatively small sum available for actual fish and game propagation which is the stated purpose of the Act. In this connection it might be pointed out that, according to the report of the Fish and Game Commission submitted to the Governor covering the period from July 1, 1938, to June 30, 1940, there was a total of approximately $49,000 collected throughout the State of Nevada in fish and game license moneys, while a minimum estimate of the cost of operating the proposed fish and game commission, for the salary of the director and conservation officers, together with their car and traveling expenses, is some $20,000. While it has been pointed out that other States are managing their fish and game affairs satisfactorily under a so-called centralized plan, it must also be pointed out that income from fishing and hunting licenses in those States totals hundreds of thousands of dollars, or even millions of dollars in many cases.

5. While it is the feeling of several members of the majority that some system of centralized control would be preferable to the present county control system in Nevada, those of us who are of such an opinion cannot subscribe to all the provisions of the Act proposed by this initiative petition, which cannot be changed in any manner by amendment at this session, and we therefore feel constrained to oppose the plan. We feel that the people of the State are entirely unfamiliar with the provisions of this proposed plan, and will require time to study its various ramifications and familiarize themselves with the proposals therein before they can decide on its merits. For that reason, we deem it advisable that this Legislature should so act as to assure placing of this measure on the election ballot at the next general election where the people of the respective counties can vote upon the proposal after due study and consideration, and in order to give the proponents and opponents of this measure full opportunity to present fully both sides of this issue to the people.

HAYES DONNELLY, EARL MAYES,
WARREN L. MONROE, AMOS A. DOW,
HAROLD G. KISPERT, *Majority Members.*

MINORITY REPORT

Mr. Speaker:

Your Committee on Fish and Game has had initiative petition under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, for the following reasons:

1. State control is self-supporting financially.
2. There would be more efficient law enforcement.
3. There would be more efficient production of fish and game on a more scientific basis.
4. Politics entering into fish and game matters would be at a minimum.

5. Pittman-Robertson money not now available would help sagehen and other game situation.

6. Larger counties would not hold balance of power. Five district commissioners, and each must reside in his respective district.

7. Money from largely populated counties would be expended in those counties where hunting occurs.

8. The Federal Government will not usurp powers as Pittman-Robertson Act states that projects entirely become State property.

9. Fishing and hunting seasons would be opened on a basis preventing concentration of sportsmen in one locality, and preventing the extinction or depletion of a species in any one section.

10. The trespass law would protect the farmer and stockman's rights by making sportsmen have written permission before entering his property.

11. An educational program could be carried on to help in cooperation between farmers and sportsmen.

12. It would be possible to increase cooperation with neighboring States.

13. There would not be a duplication of administration and the personnel would be better qualified.

14. It has been successful in forty-seven other States. They have never returned to county control.

15. Streams and other projects can be studied by experts to stop pollution, etc.

16. There is in the neighborhood of $100,000 of Pittman-Robertson money now available to Nevada.

17. County Commissioners do not have the time to handle fish and game matters properly.

FRED J. BROWN,
JOE S. COOPER,
Minority Members.

INTRODUCTION AND FIRST READING

Senate Bill No. 14.

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

Carried.

Senate Bill No. 11.

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

Carried.

By Committee on Labor:

Assembly Bill No. 56—An Act relating to foods; to provide for the public health and safety by licensing places where food is prepared for human consumption, to be consumed on the premises, providing regulations, restrictions, and conditions under which food may be prepared and sold for consumption therein; providing for the administration hereof, disposition of funds, and penalties for the violation of the provisions of this Act.

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

Carried.

By White Pine County Delegation:

Assembly Bill No. 57—An Act making appropriations to enable White Pine County Agricultural District No. 6 to conduct a fair for the years 1941 and 1942.

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

Carried.

By Mr. Kispert:

Assembly Bill No. 58—An Act to amend an Act entitled "An Act concerning public schools, and repealing certain Acts relating thereto," approved March 20, 1911, as amended.

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

Carried.

By Churchill County Delegation:

Assembly Bill No. 59—An Act to amend an Act entitled "An Act providing for the vacation of portions of city and town plots," approved March 13, 1917.

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

Carried.

By Messrs. Dalbey and Kispert:

Assembly Bill No. 60—An Act to amend an Act entitled "An Act relating to unemployment compensation, creating unemployment compensation and administration funds and providing for the administration thereof; making an appropriation therefor; defining unemployment and providing compensation therefor; requiring contributions by employers to the unemployment compensation fund; creating the office of director, a board of review, and providing for other officers and employees and defining their powers and duties; and other matters relating thereto," approved March 23, 1937, together with the Acts amendatory thereof or supplemental thereto.

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

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 21.

Mr. Covington moved that Assembly Bill No. 21 be indefinitely postponed.

Remarks by Mr. Johnson.

Carried.

Assembly Bill No. 8.

Mr. McCuistion moved that Assembly Bill No. 8 be referred to the Committee on Ways and Means.

Carried.

Assembly Bill No. 26.

Remarks by Mr. Loomis.

Mr. Monroe moved that the Chief Clerk be authorized to make the necessary typographical corrections in Assembly Bill No. 26.

Carried.

Mr. Speaker pro tem. in the Chair.

Remarks by Messrs. Boak, Jepson, Jones, and Loomis.

Mr. Jones moved that the Assembly adjourn until 1:15 p. m.

Assembly in recess at 12:03 p. m.

HOUSE IN SESSION

At 1:20 p. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Assembly Bill No. 26.

Mr. Boak moved that Assembly Bill No. 26 be placed on bottom of file.

Carried.

Assembly Bill No. 25.

Mr. Baker moved the adoption of the amendment to Assembly Bill No. 25.

Amendment adopted.

Remarks by Mr. Baker.

Roll call on Assembly Bill No. 25:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McElroy, Monroe, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—34.

NAYS—None.

Absent—Messrs. Brown, McCuistion, McGuirk, Munk, and Tognoni—5.

Not voting—Mr. Speaker.

Assembly Bill No. 25 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Baker moved the adoption of the amendment to the title.

Amendment adopted.

Mr. Boak moved that Assembly Bill No. 26 be referred to Committee on Judiciary.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 47, 50, 51, 52, and 53, hereto attached, are correct copies of the triplicates thereof in its possession.

D. H. TANDY, *Chairman.*

Mr. Jones moved that Assembly adjourn until Friday, February 7, 1941, at 11 a. m.

Carried.

Assembly adjourned at 1:25 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE NINETEENTH DAY

CARSON CITY (Friday), February 7, 1941.

Assembly called to order at 11 a. m.
Mr. Speaker in the Chair.
Roll called.
All present except Mr. Munk, who was excused.
Prayer by the Chaplain, Reverend A. S. Kean.

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

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Roads and Highways has had Assembly Bill No. 37 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

EARL MAYES, *Chairman.*

Mr. Speaker:

Your Select Committee of Elko County Delegation has had Assembly Bill No. 36 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

M. E. MCCUISTION, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Baker gave notice that on the next legislative day he would introduce a resolution relating to the Building and Construction Committee in furnishing proposed estimates of costs of alteration, improvement, or new construction on State buildings, and asked for $500 for assistance in securing expert advice.

Mr. Thompson moved that rules be suspended on Assembly Bill No. 37, and the bill be placed on top of the file for third reading and final passage.
Carried.

Mr. McCuistion moved that rules be suspended on Assembly Bill No. 26, and the bill be placed on top of the file for third reading and final passage.
Carried.

INTRODUCTION AND FIRST READING

By Mr. Loomis:
Assembly Bill No. 61—An Act relating to insane persons.
Mr. Loomis moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.
Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 46, 48, 54, and 55, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 36.

Remarks by Messrs. Monroe, Tavelle, Phillips, McCuistion, and Loomis.

Mr. Robb in the Chair.

Remarks by Mr. Cashill.

Mr. Speaker in the Chair.

On motion of Mr. Monroe Assembly Bill No. 36 was referred to a Select Committee of Elko County Delegation.

Carried.

Recessed at 11:30 a. m.

HOUSE IN SESSION

At 11:40 a. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Assembly Bill No. 37.

Remarks by Messrs. Thompson and Loomis.

Roll call on Assembly Bill No. 37:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—38.

NAYS—None.

Absent—Mr. Munk.

Not voting—Mr. Speaker.

Assembly Bill No. 37 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 30.

Mr. Monroe moved that section 4 of Assembly Bill No. 30 be amended by striking out after the word "cause" in line 21, page 2 of the printed bill, all of the remainder of lines 21, 22, 23, 24, 25, and 26, and insert in lieu thereof the following: "notice of such application to be given in the following manner: by posting one of such notices in a conspicuous place in the Surveyor General's office; by posting one of said notices at a conspicuous place at the property, and by publishing a notice in a newspaper in the county in which the land applied for is

situate at least once each week for four consecutive weeks prior to the date of sale."

Amendment adopted.

Remarks by Messrs. Jones and Boak.

Recessed at 11:55.

HOUSE IN SESSION

At 12:01 p. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Dalbey moved that Assembly Bill No. 30 be referred to the Judiciary Committee.

Carried.

Remarks by Messrs. Loomis, Tandy, Tavelle, and Jones.

INTRODUCTION AND FIRST READING

By Mr. Dickerson:

Assembly Bill No. 62—An Act regulating the practice of medicine, surgery and obstetrics, and other system or modes of treating the sick or afflicted, in the State of Nevada; defining the practice thereof; providing for the examination of applicants for license and the practice of those licensed to treat diseases, injuries, deformities, or other physical or mental conditions of human beings; providing for the appointment of a State Board of Medical Examiners and defining their duties; defining certain misdemeanors and providing penalties therefor, and repealing an Act entitled "An Act regulating the practice of medicine, surgery, and obstetrics in the State of Nevada; providing for the appointment of a State Board of Medical Examiners and defining their duties; providing for the issuing of licenses to practice medicine; defining the practice of medicine; defining certain misdemeanors and providing penalties, and repealing all other Acts, or parts of Acts, in conflict therewith," approved March 4, 1905, as amended, and also to repeal all other Acts or parts of Acts in conflict therewith.

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

Carried.

Mr. Tandy moved that the Chief Clerk be authorized to make the necessary corrections and omissions on Assembly Bill No. 49.

Mr. Tavelle moved that the Assembly adjourn until Monday, February 10, 1941, at 11 a. m.

Carried.

Mr. Cooper moved to amend Mr. Tavelle's motion that the Assembly recess until 3 p. m. this afternoon for the purpose of committee work.

Remarks by Messrs. Tavelle and Monroe.

Roll call on amendment to adjourn:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Jepson, Johnson, Kispert, Lewis, Mack, Mayes, Monroe, Phillips, Tandy, Thompson, Tognoni, Whalen, and Mrs. Williams—23.

NAYS—Messrs. Donnelly, Farndale, Giroux, Jones, Kelly, Kleppe, Loomis, McCuistion, McElroy, McGuirk, Robb, Smith, Tavelle, and Trower—14.
Absent—Mr. Munk.
Not voting—Mr. Dow and Mr. Speaker—2.

Amendment carried.

Assembly in recess at 12 : 25 p. m.

HOUSE IN SESSION

At 3 p. m.
Mr. Speaker in the Chair.
Quorum present.

Mr. Boak moved the Assembly adjourn until Monday, February 10, 1941, at 11 a. m.
Carried.

Assembly adjourned at 3 : 01 p. m.

Approved : WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE TWENTY-SECOND DAY

CARSON CITY (Monday), February 10, 1941.

Assembly called to order at 11 a. m.
Mr. Speaker in the Chair.
Roll called.
All present except Mr. Tognoni, who was excused.
Prayer by the Chaplain, Reverend J. L. Harvey.

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

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 56, 57, 59, and 60, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bills Nos. 26 and 40 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

CLIFFORD A. JONES, *Chairman.*

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bill No. 8 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend by adding a new section to be designated as section 1a to read as follows: "SEC. 1A. All such plats furnished each county under this Act shall be maintained as a permanent public record."

C. D. BAKER, *Chairman.*

INTRODUCTION AND FIRST READING

By Mr. Cooper:

Assembly Bill No. 63—An Act to amend an Act entitled "An Act relating to and providing for the protection, propagation, restoration, domestication, introduction, purchase, and disposition of wild animals, wild birds, and fish; creating certain offices, providing the method of selecting the officers therefor, defining the powers and duties of certain officers, and other persons; defining certain terms; providing for the licensing of and regulating of hunting, trapping, game farming, and game fishing, authorizing the establishment, control, and regulation of private fish hatcheries, state recreation grounds, sanctuaries, and refuges, and the closing, opening, and shortening of hunting and fishing seasons; regulating the transportation and possession of wild animals, wild birds, and game fish; providing for the condemnation of property for certain purposes; providing for instruction in the game laws of this State in the public schools of this State; establishing cer-

tain funds and regulating expenditures therefrom, providing penalties for violation thereof, and repealing certain Acts and parts of Acts in conflict therewith," approved March 20, 1929.

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

Remarks by Mr. Cooper.

Carried.

By Clark County Delegation:

Assembly Bill No. 64—An Act authorizing and empowering the Board of Commissioners of the city of Las Vegas in Clark County, Nevada, to transfer to its General Fund certain moneys in its 1928 Pavement and Curb Improvement Bond Redemption and Interest Fund, and in its 1930 Pavement and Curb Improvement Bond Redemption and Interest Fund, Series B, and in its 1929 Assessment No. 11 Bond Redemption and Interest Fund, and in its 1930 Assessment No. 13 Bond Redemption and Interest Fund, and in its 1930 Assessment No. 14 Bond Redemption and Interest Fund, and to transfer to its General Fund any future collections that may be made and paid into said funds, and to transfer to its General Fund certain moneys now in its Emergency Loan Fund.

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

Carried.

By Mr. Dickerson:

Assembly Bill No. 65—An Act to amend an Act entitled "An Act relating to the compensation of injured workmen in the industries of this State and the compensation to their dependents where such injuries result in death, creating an Industrial Insurance Commission, providing for the creation and disbursement of funds for the compensation and care of workmen injured in the course of employment, and defining and regulating the liability of employers to their employees; and repealing all Acts and parts of Acts in conflict with this Act," approved March 15, 1913, together with all Acts amendatory thereof or supplemental thereto.

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

Carried.

By Mr. Johnson:

Assembly Bill No. 66—An Act to amend an Act entitled "An Act relating to and providing for the protection, propagation, restoration, domestication, introduction, purchase, and disposition of wild animals, with birds, and fish; creating certain offices, providing the method of selecting the officers therefor, defining the powers and duties of certain officers, and other persons; defining certain terms; providing for the

licensing of and regulating of hunting, trapping, game farming and game fishing; authorizing the establishment, control and regulation of private fish hatcheries, state recreation grounds, sanctuaries and refuges, and the closing, opening and shortening of hunting and fishing seasons; regulating the transportation and possession of wild animals, wild birds and game fish; providing for the condemnation of property for certain purposes; providing for instruction in the game laws of this State in the public schools of this State; establishing certain funds and regulating expenditures therefrom, providing penalties for violation thereof, and repealing certain Acts and parts of Acts in conflict therewith," approved March 29, 1929, together with the Acts amendatory thereof or supplemental thereto.

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

Carried.

Mr. Farndale moved the Assembly resolve itself into a Committee of the Whole to hear from Fred Alward, former Lieutenant Governor and former Speaker of the Assembly, of Las Vegas.

COMMITTEE OF THE WHOLE

At 11:12 a. m.

Mr. Speaker in the Chair.

Remarks by Mr. Alward.

HOUSE IN SESSION

At 11:20 a. m.

Mr. Speaker in the Chair.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Boak moved that the Assembly extend a vote of thanks to Lieutenant Governor Maurice J. Sullivan for the presentation of minature State of Nevada flags to each Assemblyman.

Mr. Speaker appointed Mr. Boak as a committee of one to extend the vote of thanks for the Assembly.

Mr. Baker moved that rules be suspended and Assembly Bills Nos. 8, 26, and 40 be placed on general file in numerical order for third reading and final passage.

Remarks by Messrs. Boak, Dow, and Baker.

Motion carried.

Assembly in recess at 11:25 until 1:30 p. m.

HOUSE IN SESSION

At 1:50 p. m.

Mr. Speaker in the Chair.

Quorum present.

MESSAGES FROM THE GOVERNOR

STATE OF NEVADA

EXECUTIVE CHAMBER

CARSON CITY, February 3, 1941.

To the Honorable, the Senate and Assembly:

In compliance with chapter 60, 1921 Statutes, I respectfully submit the Executive Budget for the fiscal years 1942 and 1943.

Schedules are submitted showing actual expenditures for the period from July 1, 1939, to December 31, 1940, also estimated expenditures for the period from January 1, 1941, to June 30, 1941.

Provisions are also made for carrying forward sufficient balances at the end of the biennium June 30, 1943.

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

Respectfully submitted,

E. P. CARVILLE,
Governor.

Mr. Loomis moved that the Executive Budget of 1941 be referred to Committee on Ways and Means.

Carried.

MOTIONS, RESOLUTIONS, AND NOTICES

Assembly Concurrent Resolution No. 3, making an appropriation out of the Legislative Fund for surveys of construction projects:

Resolved by the Assembly of the State of Nevada, the Senate concurring, That there is hereby appropriated and set aside out of the Legislative Fund provided for the Fortieth Session of the Nevada Legislature the sum of five hundred ($500) dollars, to be used for making such investigations and surveys relative to proposed construction projects as may come before the Legislature during the present session; the said sum of money, or so much thereof as may be necessary, is set aside for the use of the Building and Construction Committee of the Assembly, and such appropriate committee as may be designated by the Senate to cooperate with the Building and Construction Committee of the Assembly.

Mr. Baker moved the adoption of the resolution.

Remarks by Messrs. Phillips, Monroe, Baker, Tandy, Covington, Tavelle, Dalbey, Loomis, and Farndale.

Messrs. Jones, McCuistion, and Brown moved the previous question.

Resolution adopted.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committees of Judiciary and State Prison has had Assembly Bill No. 41 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend Assembly Bill No. 41 by adding a new section to read as follows: "Every regular employee employed under the provisions of this section shall be entitled to one day off in each week of service."

Also, Assembly Bill No. 30, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend Assembly Bill No. 30 by

striking out on page 3 of the printed bill, all of section 6, comprising lines 8 to 18, inclusive.

Further amend Assembly Bill No. 30 by changing the number of section 7 to section 6, section 8 to section 7, section 9 to section 8, section 10 to section 9.

Further amend section 8 of the printed bill by striking out all of said section following the section number, comprising lines 24, 25, 26, and 27, and insert in lieu thereof the following: "All moneys collected under the authority of this Act shall be placed in the State treasury to be used for educational purposes."

Amend section 9 of Assembly Bill No. 30, by inserting in line 28, page 4 of the printed bill, after the word "Acts" the words "insofar as they may be."

Amend section 4 of Assembly Bill No. 30, by striking out the period following the word "sale" in line 26, page 2 of the printed copy, and inserting in lieu thereof a comma, and adding the following: "*provided further*, that the Surveyor General shall have the power to reject any or all bids."

CLIFFORD A. JONES, *Chairman.*

Mr. Speaker:

Your Committee of White Pine County Delegation has had Senate Bill No. 11 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

Amend section 1 of Senate Bill No. 11 by adding a period after the word "Ely" in line 9, page 2 of the printed bill, and striking out all the remainder of lines 9 and 10.

JAS. WHALEN, *Chairman.*

INTRODUCTION AND FIRST READING

By Committee on Ways and Means:

Assembly Bill No. 67—An Act making appropriations for the support of the civil government of the State of Nevada for the fiscal years ending June 30, 1942–1943.

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

Carried.

Recess at 2:25 p. m.

HOUSE IN SESSION

At 2:28 p. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Assembly Bill No. 8.

Mr. Tandy moved the Assembly resolve itself into a Committee of the Whole to discuss amendments to Assembly Bill No. 8.

COMMITTEE OF THE WHOLE

At 2:30 p. m.

Mr. Dickerson in the Chair.

HOUSE IN SESSION

At 2:45 p. m.

Mr. Speaker in the Chair.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee of the Whole has had Assembly Bill No. 8 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

DENVER DICKERSON, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 8.

Mr. Trower moved that the amendment to section 1 of Assembly Bill No. 8 be adopted.

Amendment adopted.

Mr. Baker moved that section 1a of Assembly Bill No. 8 be adopted.

Carried.

Remarks by Mr. Trower.

Roll call on Assembly Bill No. 8:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—36.

NAYS—None.

Absent—Messrs. McCuistion and Tognoni—2.

Not voting—Mr. Mack and Mr. Speaker—2.

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

Assembly Bill No. 26.

Mr. Boak moved that Assembly Bill No. 26 be amended by adding two new sections thereto which shall read as follows: "SEC. 2. All Acts and parts of Acts insofar as they may be in conflict with the provisions of this Act are hereby repealed.

"SEC. 3. This Act shall be in full force and effect from and after its passage and approval."

Amendment adopted.

Recessed at 2:55 p. m.

HOUSE IN SESSION

At 3:07 p. m.

Mr. Speaker in the Chair.

GENERAL FILE AND THIRD READING

Mr. Boak moved that the Chief Clerk be authorized to make the necessary corrections to the amendment on Assembly Bill No. 26.

Carried.

Remarks by Mr. Jones.

Roll call on Assembly Bill No. 26:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McElroy, McGuirk,

Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—37.

NAYS—None.

Absent—Messrs. McCuistion and Tognoni—2.

Not voting—Mr. Speaker.

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

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 58, 61, and 62, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Jones moved that the Assembly adjourn until Tuesday, February 11, 1941, at 11 a. m.

Carried.

Assembly adjourned at 3:15 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE TWENTY-THIRD DAY

CARSON CITY (Tuesday), February 11, 1941.

Assembly called to order at 11 a. m.
Mr. Speaker in the Chair.
Roll called.
All present except Mr. Alpers, who was excused.
Prayer by the Chaplain, Reverend J. L. Harvey.

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

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 39 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

CLIFFORD A. JONES, *Chairman.*

Mr. Speaker:

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

J. W. WHALEN, *Chairman.*

Mr. Speaker:

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

H. L. COVINGTON,
J. W. WHALEN,
Chairmen.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Carlson moved that Assembly Bill No. 27 be withdrawn from the Committee on Agriculture and referred to the Committee on Ways and Means.
Carried.

Mr. Dickerson moved that Assembly Bill No. 41, now on general file, be referred to the Committee on State Prison.

INTRODUCTION AND FIRST READING

By Mr. Brooks:

Assembly Bill No. 68—An Act to amend an Act entitled "An Act relating to the compensation of injured workmen in the industries of this State and the compensation to their dependents where such injuries result in death, creating an Industrial Insurance Commission, providing for the creation and disbursement of funds for the compensation and care of workmen injured in the course of employment, and defining and regulating the liability of employers to their employees; and

repealing all Acts and parts of Acts in conflict with this Act," approved March 15, 1913, together with the Acts amendatory thereof or supplemental thereto.

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

Carried.

By Messrs. Cooper and Thompson:

Assembly Bill No. 69—An Act to amend an Act entitled "An Act concerning crimes and punishments, and repealing certain Acts relating thereto," approved March 17, 1911, together with the Acts amendatory thereof or supplemental thereto.

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

Carried.

By Committee on Labor:

Assembly Bill No. 70—An Act to amend an Act entitled "An Act to regulate the occupations and practices of hairdressers and cosmeticians, cosmetologists, and the branches of cosmetology; to create the State Board of Cosmetology, and to provide for the issuance by said board of certificates of registration and licenses entitling the holders thereof to engage in and to teach such occupations and practices; to insure the better education of hairdressers and cosmeticians; to provide for rules regulating the proper conduct and sanitation of cosmetological establishments, schools of cosmetology, and places where the occupations of hairdressers and cosmeticians are practiced; prescribing penalties for the violation of the provisions of this Act," approved March 27, 1931, being chapter 218, as amended by chapter 44, 1937 Statutes of Nevada.

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

Carried.

MOTIONS, RESOLUTIONS, AND NOTICES

To the Speaker:

DEAR SIR: Due to the confusion in regard to the State Prison Investigation, observation and inspection, and the high pressure brought upon me from the outside against my earnest interest in both the taxpayers and for the human betterment of the prisoners; and the fact that I never asked for the chairmanship on the prison committee—it being thrust upon me—and furthermore due to the fact that the enlargement of the State Prison at the expense of two hundred thirty-five thousand ($235,000) dollars is the wish of the State Prison Board, although from my careful observation the congested condition could be remedied at very little cost and little effort, so, after careful consideration my further effort being blocked by the prison walls, I offer my resignation from membership on the Prison Committee.

Respectfully yours,

FRED PHILLIPS.

GENERAL FILE AND THIRD READING

Assembly Bill No. 40.

Remarks by Mr. Loomis.

Roll call on Assembly Bill No. 40:

YEAS—Messrs. Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—38.

NAYS—None.

Absent—Mr. Alpers.

Not voting—Mr. Speaker.

Assembly Bill No. 40 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 30.

Mr. McElroy moved the Chief Clerk be authorized to make the necessary corrections and additions to the amendment proposed by the Judiciary Committee.

Remarks by Messrs. Jones and Loomis.

Mr. Loomis moved the adoption of an amendment to the amendment proposed by the Judiciary Committee.

Carried.

Mr. Jones moved the adoption of the amendment as amended.

Remarks by Messrs. Baker and Jones.

Amendment adopted, as amended.

Recessed at 11:50 a. m.

HOUSE IN SESSION

At 11:55 a. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Jones moved that the assembly recess until 1:30 p. m.

Carried.

Assembly recessed at 11:56 a. m.

HOUSE IN SESSION

At 1:30 p. m.

Mr. Speaker in the Chair.

Quorum present.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Speaker appointed Mr. McCuistion as Chairman of the Fish and Game Committee to take the place of Mr. Phillips, resigned.

Mr. Boak moved that when the Assembly adjourn this legislative day that they do so until the hour of convening on Thursday morning, and that they adjourn out of honor of that great patriot and that great emancipator Abraham Lincoln, the one Republican that we all love and honor.

Remarks by Messrs. Jones, Dalbey, and Loomis.

Roll call on adjournment:

YEAS—Messrs. Boak, Cooper, Donnelly, Farndale, Jepson, Kleppe, Lewis, Loomis, Mack, McGuirk, Munk, Phillips, Robb, Tandy, Tognoni, Trower, and Mrs. Williams—17.

NAYS—Messrs. Brooks, Dalbey, Dickerson, Jones, Kispert, McCuistion, McElroy, Monroe, Tavelle, Thompson, and Whalen—11.

Absent—Messrs. Alpers, Mayes, and Smith—3.

Not voting—Messrs. Baker, Brown, Carlson, Covington, Dow, Giroux, Johnson, Kelly, and Mr. Speaker—9.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 30.

Mr. Jones moved the adoption of the amendment striking out section 6.

Amendment adopted.

Mr. Jones moved renumbering the sections of the bill.

Carried.

Mr. Jones moved the adoption of the further amendment to section 8, as amended.

Carried.

Mr. Jones moved the adoption of the amendment to section 9.

Carried.

Remarks by Mr. Dalbey.

Roll call on Assembly Bill No. 30:

YEAS—Messrs. Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—38.

NAYS—None.

Absent—Mr. Alpers.

Not voting—Mr. Speaker.

Assembly Bill No. 30 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. Monroe moved to amend the title of Assembly Bill No. 30 by striking out the period after the word "Nevada" and adding the words "by escheat."

Carried.

Senate Bill No. 11.

Remarks by Mr. Whalen.

Mr. Whalen moved the adoption of the amendment to section 1 of Senate Bill No. 11 by adding a period after the word "Ely" in line 9, page 2 of the printed bill, and striking out all the remainder of line 9 and line 10.

Amendment adopted.

Remarks by Mr. Whalen.

Roll call on Senate Bill No. 11:

YEAS—Messrs. Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones,

Kelly, Kispert, Kleppe, Mayes, Lewis, Loomis, Mack, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—38.

NAYS—None.

Absent—Mr. Alpers.

Not voting—Mr. Speaker.

Senate Bill No. 11 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. Whalen moved the adoption of the preamble to Senate Bill No. 11.

Preamble adopted.

INTRODUCTION AND FIRST READING

By Mr. McGuirk:

Assembly Bill No. 71—An Act to amend an Act entitled "An Act to establish commissioner districts in the county of Storey and providing for the election of members of the Board of County Commissioners thereof," approved March 9, 1937.

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

Carried.

By Messrs. Dow, Farndale, Tandy, Whalen, Donnelly, and Jones:

Assembly Bill No. 72—An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada, and to repeal certain Acts relating thereto," approved March 23, 1891, together with the Acts amendatory thereof or supplemental thereto.

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

Carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 2, which passed the Senate, as amended, by the following vote: Yeas, 15; nays, none; absent, 2. Amend as follows: Where reading "for the biennium from June 30, 1939, to June 30, 1941," change and insert to read "for the biennium from June 30, 1941, to June 30, 1943."

Also, Senate Bill No. 6, which passed the Senate by the following vote: Yeas, 15; nays, none; absent, 2.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

Senate Bill No. 10.

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

Carried.

Senate Bill No. 6.

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

Carried.

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

Assembly recessed at 2:17 p. m.

HOUSE IN SESSION

At 3 p. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Alpers asked to be recorded as being present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Labor and Mines and Mining has had Assembly Bill No. 45 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 44, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Assembly Bill No. 44 by inserting after the semicolon in line 3, page 2, of the printed bill, the following: *Provided,* the suspension of labor herein referred to shall not affect any portion of the property in operation except that immediately involved in the accident.

NYE TOGNONI,
J. W. WHALEN,
Chairmen of Committee.

Mr. Speaker:

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

CLIFFORD A. CARLSON, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 61 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

CLIFFORD A. JONES, *Chairman.*

Mr. Speaker:

Your Committee on Taxation has had Assembly Bill No. 29 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Assembly Bill No. 29 by striking out in line 11, page 1 of the printed bill, the figures "$10," and insert in lieu thereof the figure "$5." Further amend section 1 by inserting after the word "year" in line 12, page 1 of the printed bill, the following: "And an additional $1 for each alley in such establishment."

H. L. COVINGTON, *Chairman.*

Mr. Speaker:

Your Committee on Social Welfare has had Assembly Bill No. 55 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, and that on the third and final passage that the Clerk be instructed to read in part the letter submitted by the Attorney-General—Title (1) one, section (2) two of said Federal Social Security Act as so amended.

DAVID E. GIROUX, *Chairman.*

There being no objections the Speaker and Chief Clerk signed Senate Concurrent Resolution No. 1.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Loomis gave notice that he would move that all bills that come before the Assembly by introduction or transmittal be placed upon the Speaker's desk for reference to committees.

Remarks by Messrs. Baker, Loomis, Tandy, and Covington.

Mr. Jones gave notice that on the next legislative day he would move to amend the rules to create a Public Health Committee.

Mr. McElroy moved that Assembly Bill No. 47 be withdrawn from the Committee on Banks and Banking and returned to the Chief Clerk's desk and referred to Judiciary Committee.

Carried.

Mr. McCuistion moved that rules be suspended and the Committee on State Prison be increased from five to seven members.

Remarks by Mr. Boak.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Brooks:

Assembly Bill No. 73—An Act making an appropriation for the control of rodents and predatory animals, in cooperation with the Federal Government, prescribing the duties of the State Board of Stock Commissioners in connection therewith, and other matters relating thereto.

Mr. Brooks moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

Bill was referred to Committee on Ways and Means.

By Mr. Brooks:

Assembly Bill No. 74—An Act enabling the State of Nevada and its political subdivisions to enter into cooperative agreements with the United States of America and others for the establishment and development of nursery sites for the procurement and production of tree seeds and plants, providing for the acceptance of money contributions and making an appropriation therefor, and other matters properly related thereto.

Mr. Brooks moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

Bill was referred to Committee on Ways and Means.

By Mr. Brooks:

Assembly Bill No. 75—An Act to amend an Act entitled "An Act regulating the hours of service and fixing the minimum compensation therefor of females employed in private employment in this State, and providing certain exceptions thereto; providing the mode of payment

of the compensation of such females, and providing compensation for female employees reporting for duty, but not permitted to enter upon such duties; providing for special uniforms for female employees; defining the duties of certain persons in relation hereto; prescribing penalties for the violations thereof and other matters properly relating hereto," approved March 29, 1937, being Statutes of Nevada 1937, pages 467–471, inclusive, as amended by chapter 78, 1939 Statutes of Nevada.

Mr. Brooks moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

Bill was referred to Committee on Labor.

By Mr. Kelly:

Assembly Bill No. 76—An Act relating to unfair competition, discrimination, and practices in connection with the sale of articles and commodities, and the rendering of services; defining certain words, terms, and expressions relating thereto; establishing method of determining cost, cost of doing business and legal competitive price; prohibiting certain Acts and practices, providing for civil and criminal actions for the enforcement of the provisions of this Act; providing penalties for the violation of the provisions of this Act; and other matters properly relating thereto.

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

Carried.

By Churchill County Delegation:

Assembly Bill No. 77—An Act to amend section 24 of an Act entitled "An Act defining public utilities, providing for the regulation thereof, creating a Public Service Commission, defining its duties and powers, and other matters relating thereto," approved March 28, 1919.

Mr. Dalbey moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

Bill was referred to Committee on Roads and Highways.

By Churchill County Delegation:

Assembly Bill No. 78—An Act to amend an Act entitled "An Act defining public utilities, providing for the regulation thereof, creating a Public Service Commission, defining its duties and powers, and other matters relating thereto," approved March 28, 1919, by inserting a section therein to be known as section 23½.

Mr. Kispert moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

Bill was referred to Committee on Roads and Highways.

By Mr. Monroe:

Assembly Bill No. 79—An Act to require certain employers, not governed by the provisions of the Nevada Industrial Insurance Act, to extend temporary relief to employees and their dependents in cases of accident occurring in the course of employment and resulting in personal injuries or death, and providing a penalty for the violation thereof.

Mr. Monroe moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

Bill was referred to Committee on Trade and Manufactures.

By Mr. Farndale:

Assembly Bill No. 80—An Act to provide that bonds and other obligations issued by any public housing authority or agency in the United States, when secured by a pledge of annual contributions to be paid by the United States Government, shall be security for public deposits, and negotiable and legal investments for the State and public officers, municipal corporations, political subdivisions, and public bodies, all banks, bankers, trust companies, savings banks and institutions, building and loan associations, savings and loan associations, investment companies and other persons carrying on a banking business, all insurance companies, insurance associations and other persons carrying on an insurance business, and all executors, administrators, guardians, trustees, and other fiduciaries.

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

Carried.

By Mr. Farndale:

Assembly Bill No. 81—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 in urban and rural areas; to create such housing authorities in cities having a population of more than 5,000 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, their property and securities shall be exempt from taxation and assessment, but to authorize certain payments in lieu of taxes; to provide that housing authorities may obtain the Attorney-General's opinion upon their bonds; to confer remedies on obligees of housing authorities; and other matters properly relating thereto.

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

Carried.

By Mr. Baker:

Assembly Bill No. 82—An Act to amend an Act entitled "An Act relating to and providing for the protection, propagation, restoration, domestication, introduction, purchase, and disposition of wild animals, wild birds and fish; creating certain offices, providing the method of selecting the officers therefor, defining the powers and duties of certain officers, and other persons; defining certain terms; providing for the licensing of and regulating of hunting, trapping, game farming and game fishing; authorizing the establishment, control and regulation of private fish hatcheries, state recreation grounds, sanctuaries and refuges, and closing, opening, and shortening of hunting and fishing seasons; regulating the transportation and possession of wild animals, wild birds and game fish; providing for the condemnation of property for certain purposes; providing for instruction in the game laws of this State in the public schools of this State; establishing certain funds and regulating expenditures therefrom, providing penalties for violation thereof, and repealing certain Acts and parts of Acts in conflict therewith," approved March 29, 1929, together with the Acts amendatory thereof or supplemental thereto.

Mr. Baker moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

Bill was referred to Committee on Fish and Game.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Jones moved to amend Mr. Boak's motion that the Assembly adjourn this evening in honor of Abraham Lincoln to read until tomorrow morning at 11 a. m. at which time the Assembly will work in honor of Lincoln.

Remarks by Mr. Tandy and Jones.

Mr. Tandy raised a point of order.

Motion declared out of order.

Mr. Farndale moved to suspend the rules and that the motion to adjourn until Thursday morning at 11 a. m. be reseinded and that the Assembly adjourn until 11 a. m. of the next legislative day.

Remarks by Mr. Loomis.

Messrs. Monroe, McElroy, and Tognoni moved the roll call.

Roll call on motion to adjourn:

YEAS—Messrs. Baker, Brooks, Carlson, Cooper, Dalbey, Dickerson, Dow, Farndale, Jones, Kispert, Mack, McCuistion, McElroy, Monroe, Smith, Tavelle, and Thompson—17.

NAYS—Messrs. Alpers, Brown, Covington, Donnelly, Jepson, Kleppe, Lewis, Loomis, McGuirk, Munk, Phillips, Robb, Tandy, Tognoni, Trower, Whalen, and Mrs. Williams—17.

Not voting—Messrs. Boak, Giroux, Johnson, Kelly, Mayes, and Mr. Speaker—6.

Motion lost.

Mr. Jones moved that the Assembly adjourn in honor of Abraham Lincoln until Thursday, February 13, 1941, at 11 a. m.

Carried.

Assembly adjourned at 3 : 58 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE TWENTY-FIFTH DAY

CARSON CITY (Thursday), February 13, 1941.

Assembly called to order at 11 a. m.
Mr. Speaker in the Chair.
Roll called.
All present except Mrs. Williams, who was excused.
Prayer by Reverend P. H. Willis.

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

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 64, 65, 66, 67, and 63 (except that the last word of the title of Assembly Bill No. 66 should be changed so as to read "thereto" instead of "thereof"), hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Tandy moved that the Chief Clerk be authorized to make the necessary corrections on Assembly Bill No. 66.
Carried.

INTRODUCTION AND FIRST READING

By Committee on Livestock:
Assembly Bill No. 83—An Act providing for the investigation and control of injurious insect pests in the State of Nevada, and making an appropriation therefor.
Mr. McCuistion moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.
Carried.

By Committee on Livestock:
Assembly Bill No. 84—An Act making an appropriation to assist the State Board of Stock Commissioners in combating certain livestock diseases constituting a menace to the public health.
Mr. McCuistion moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.
Carried.

By Committee on Labor:
Assembly Bill No. 85—An Act to amend an Act entitled "An Act creating the office of Labor Commissioner of this State, providing for the appointment of such commissioner and other employees, defining their duties and fixing their compensation, and providing a penalty for

the violation of its provisions, and other matters relating thereto," approved March 24, 1915.

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

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 39.

Remarks by Mr. Jones.

Mr. Loomis moved that section 2 of Assembly Bill No. 39 be amended by inserting after the word "Acts" where it appears the second time in line 5 on page 2 of the printed bill the words "insofar as they are."

Amendment adopted.

Roll call on Assembly Bill No. 39:

YEAS—Messrs. Alpers, Boak, Brooks, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, and Whalen—36.

NAYS—None.

Absent—Mr. Brown and Mrs. Williams—2.

Not voting—Mr. Baker and Mr. Speaker—2.

Assembly Bill No. 39 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 3.

Mr. Jones moved that Assembly Bill No. 3 be placed at the bottom of general file for third reading and final passage.

Remarks by Messrs. Farndale and Loomis.

Motion carried.

Assembly Bill No. 24.

Remarks by Messrs. Farndale and Jones.

Roll called on Assembly Bill No. 24:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, and Whalen—38.

NAYS—None.

Absent—Mrs. Williams.

Not voting—Mr. Speaker.

Assembly Bill No. 24 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 45.

Remarks by Mr. Monroe.

The Chief Clerk was authorized to make the necessary typographical corrections in Assembly Bill No. 45.

Mr. Loomis moved that section 2 of Assembly Bill No. 45 be amended by inserting after the word "Acts" as it appears the second time in line 8 on page 2 of the printed bill the words "insofar as they may be."

Amendment adopted.

Remarks by Messrs. Thompson and Jones.

Mr. Thompson moved that Assembly Bill No. 45 be taken from clerk's desk and placed on top of general file for the next legislative day.

Motion carried.

Mr. Speaker appointed Messrs. Thompson and Kelly as members of the State Prison Committee in concurrence with the action of the Assembly taken on Tuesday, February 11, 1941, to increase the membership of the State Prison Committee from five to seven members.

Assembly Bill No. 44.

Remarks by Mr. Tognoni.

Mr. Tognoni moved the adoption of the committee amendment to section 1 of Assembly Bill No. 44.

Amendment adopted.

Mr. Loomis moved the adoption of the amendment to section 2 of Assembly Bill No. 44 by inserting after the word "Acts" as it appears the second time in line 28, page 2 of the printed bill, the words "insofar as they may be."

Remarks by Messrs. Whalen, Loomis, and Jones.

Amendment adopted.

Remarks by Messrs. Thompson, Tavelle, Cooper, and Whalen.

Messrs. Tognoni, Whalen, and Brooks moved the previous question.

Carried.

Roll call on Assembly Bill No. 44:

YEAS—Messrs. Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, and Whalen—35.

NAYS—Mr. Baker.

Absent—Mrs. Williams.

Not voting—Messrs. Alpers, Boak, and Mr. Speaker—3.

Assembly Bill No. 44 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Boak explained the reason for his vote on Assembly Bill No. 44.

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

Carried.

Assembly in recess at 12:02 p. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 68, 69, 70, 71, 72, 73, 74, and 75, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 9, which passed the Senate by the following vote: Yeas, 17; nays, none.

Also, Assembly Joint Resolution No. 1, which passed, as amended: Yeas, 17; nays, none. Amend in line 11, page 1 of the printed resolution, by striking the word "other."

Also, to present Senate Bill No. 26, which passed: Yeas, 17; nays, none.

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

Also, Senate Bill No. 29, which passed: Yeas, 17; nays, none.

Also, the Senate concurred in the Assembly amendments to Senate Bill No. 11.

Also, to present Senate Bill No. 22, which passed: Yeas, 15; nays, none; absent, 1; not voting, 1.

Also, to return Assembly Bill No. 13, which passed: Yeas, 16; nays, none; absent, 1.

Also, Assembly Bill No. 18, which passed: Yeas, 16; nays, none; absent, 1.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Boak moved that the Assembly concur in the Senate amendments to Assembly Joint Resolution No. 1.

Carried.

By Mr. Jones:

Assembly Resolution No. 15:

Resolved by the Assembly of the State of Nevada, That there be added to the list of standing committees of this Assembly a committee to be designated as "Committee on Public Health," said committee to be composed of five members.

Mr. Jones moved the adoption of the resolution.

Resolution adopted.

Mr. Speaker appointed Mr. Robb to serve as chairman of the Public Health Committee and announced that he would appoint the remainder of the committee on the next legislative day.

INTRODUCTION AND FIRST READING

By Mr. Dickerson:

Assembly Bill No. 86—An Act to amend an Act entitled "An Act to provide educational facilities for the children in the State Orphans' Home and other matters properly connected therewith," approved March 20, 1911, together with the Acts amendatory thereof or supplemental thereto.

Mr. Dickerson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Education.

By Mr. Tognoni:

Assembly Bill No. 87—An Act for the relief of George R. Howard.

Mr. Tognoni moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Claims.

Senate Bill No. 29.

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

Carried.

Senate Bill No. 28.

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

Carried.

Senate Bill No. 22.

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

Carried.

Senate Bill No. 26.

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

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 46.

Mr. Kispert moved that Assembly Bill No. 46 be rereferred to the Committee on Agriculture.

Carried.

Assembly Bill No. 61.

Remarks by Messrs. Loomis and Boak.

Roll call on Assembly Bill No. 61:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, and Whalen—38.

NAYS—None.

Absent—Mrs. Williams.

Not voting—Mr. Speaker.

Assembly Bill No. 61 having received a constitutional majority, Mr. Speaker declared it passed.

Recess at 2:18 p. m.

HOUSE IN SESSION

At 2:50 p. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Assembly Bill No. 29.

Mr. Covington moved the adoption of the amendment to section 1 by the Committee on Taxation.

Amendment adopted.

Mr. Monroe moved to amend the amendment by placing the word "bowling" before the word "alley."

Amendment to the amendment adopted.

Mr. Tognoni moved that section one of Assembly Bill No. 29 be amended by changing the figures "300" in line 13 of page 2 to the figures "600."

Remarks by Messrs. Tognoni, Tandy, and Covington.

Amendment adopted.

Remarks by Messrs. Tandy, Monroe, and Thompson.

Messrs. Jones, Loomis, and Brown moved the previous question.

Roll call on Assembly Bill No. 29:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Tognoni, Trower, and Whalen—36.

NAYS—Mr. Thompson.

Absent—Mr. Dow, and Mrs. Williams—2.

Not voting—Mr. Speaker.

Assembly Bill No. 29 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 55.

Mr. Loomis moved the adoption of the amendment to section 4 of Assembly Bill No. 55 by inserting after the word "Acts" as it appears the second time in line 30 on page 5 of the printed bill the words "insofar as they may be."

Remarks by Messrs. Phillips and Loomis.

Amendment adopted.

Remarks by Messrs. Giroux, Phillips, Monroe, and Tavelle.

Roll call on Assembly Bill No. 55:

YEAS—Messrs. Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, and Whalen—35.

NAYS—None.

Absent—Mr. Dow and Mrs. Williams—2.

Not voting—Messrs. Alpers, Loomis, and Mr. Speaker—3.

Assembly Bill No. 55 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 3.

Mr. Jones moved the adoption of the further amendment of Assembly Bill No. 3 by eliminating the word "reasonable" in line 7.

Amendment adopted.

Remarks by Messrs. Farndale and Whalen.

Messrs. Jones, Farndale, and Giroux moved the previous question.

Roll call on Assembly Bill No. 3:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, and Whalen—37.

NAYS—None.

Absent—Mr. Dow and Mrs. Williams—2.

Not voting—Mr. Speaker.

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

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 76, 77, 78, 79, 80, and 82, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

INTRODUCTION AND FIRST READING

By Mr. Farndale:

Assembly Bill No. 88—An Act providing for the reemployment of persons called from their employment by reason of the provisions of the so-called Federal "Selective Training and Service Act of 1940," and providing for the method of enforcing the provisions thereof.

Mr. Farndale moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Joint Committee of Labor and Social Welfare.

Carried.

By Messrs. Farndale and Baker:

Assembly Bill No. 89—An Act to authorize housing authorities to undertake the development or administration of projects to assure the availability of safe and sanitary dwellings for persons engaged in national defense activities who would not otherwise be able to secure such dwellings within the vicinity thereof; to limit the initiation of the development of such projects until December 31, 1943; to authorize housing authorities to cooperate with or act as agent of the Federal Government in the development and administration of such projects of the Federal Government, to acquire or lease such projects and to sell certain projects to the Federal Government; to authorize public bodies to assist such projects of housing authorities and of the Federal Government; and other matters properly relating thereto.

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

Carried.

By Messrs. Farndale and Baker:

Assembly Bill No. 90—An Act to authorize cities, towns, counties, and other public bodies and subdivisions to aid housing projects of housing authorities or of the United States of America by conveying

or dedicating property, by furnishing parks, playgrounds, streets, roads, water, sewer or drainage facilities, and other improvements and facilities, by purchasing bonds of housing authorities, by exercising certain other powers and by making agreements relating to such aid; to authorize cities, towns, counties, and other public bodies and subdivisions to make agreements respecting the exercise of their powers relating to the remedying or elimination of unfit dwellings; to authorize cities and counties to make agreements relating to payments by housing authorities; to authorize certain cities and counties to pay moneys to housing authorities; and other matters properly relating thereto.

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

Carried.

By Mr. Baker:

Assembly Bill No. 91—An Act to create a State Highway Commission in the State of Nevada, providing for the membership thereof, designating the terms of office of such commissioners, defining their powers and duties, defining the duties of other persons, creating highway districts in the State of Nevada, and other matters properly relating thereto.

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

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Social Welfare has had Assembly Bill No. 60 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass with proposed amendments.

DAVID E. GIROUX, *Chairman.*

Mr. Dalbey moved that Assembly Bill No. 60 be referred to the Committee on Labor.

Carried.

Mr. Speaker:

Your Committee on Judiciary has had Senate Bills Nos. 6 and 28, and Assembly Bill No. 62 under consideration, and begs leave to return the same to the Assembly with the recommendation that they be rereferred to the Committee on Public Health.

CLIFFORD A. JONES, *Chairman.*

Mr. Speaker:

Your Committee of Washoe County Delegation has had Assembly Bill No. 53 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

H. L. COVINGTON, *Chairman.*

INTRODUCTION AND FIRST READING

By Clark County Delegation:

Assembly Bill No. 92—An Act authorizing the County Treasurer and the County Auditor of Clark County, of the State of Nevada, to transfer certain funds now in the treasury of said county.

Mr. Baker moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Counties and County Boundaries. Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Roads and Highways has had Assembly Bill No. 54 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

EARL MAYES, *Chairman.*

Mr. Jones moved that the Assembly adjourn until Friday morning, February 14, 1941, at 11 a. m.

Assembly adjourned at 3 : 50 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE TWENTY-SIXTH DAY

CARSON CITY (Friday), February 14, 1941.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

The Boy Scout delegation was welcomed as guests of the Assembly.

Roll called.

All present.

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

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

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committees on Ways and Means and Judiciary has had Assembly Bill No. 32 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

C. D. BAKER, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Carlson:

Assembly Joint Resolution No. 4, memorializing Congress to cause to be issued a special three-cent stamp to commemorate the Boy Scouts of America:

WHEREAS, The People of the State of Nevada feel that these young people constitute the foundation of a patriotic and mighty nation; and

WHEREAS, We feel that the Boy Scouts of America are entitled to the distinction of having an issue of stamps made in commemoration of their desperate efforts to keep afloat the ideals of our people and Nation; therefore, be it

Resolved by the Assembly and Senate of the State of Nevada, That the Congress of the United States be and it is hereby memorialized to issue, or cause to be issued, a special stamp containing appropriate reference to the Boy Scouts of America; and be it further

Resolved, That our Senators in the United States Senate and our Representative in Congress be urged to use all legitimate means in the furtherance of the object of this resolution; and be it further

Resolved, That duly certified copies of this resolution be transmitted by the Secretary of the State of Nevada to each of our Senators and to our Representative in Congress and to the President of the United States Senate and to the Speaker of the House of Representatives.

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

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 81, hereto attached, is a correct copy of the triplicate thereof in its possession.

D. H. TANDY, *Chairman.*

INTRODUCTION AND FIRST READING

By Messrs. Farndale and Giroux:

Assembly Bill No. 93—An Act to promote the public welfare by providing for public assistance to needy blind persons, to provide rules and regulations for such assistance, fixing the eligibility requirements to receive such assistance; authorizing the administration of funds made available to or by the State Department of Public Welfare for assistance to needy blind persons; repealing all Acts and parts of Acts in conflict herewith; and other matters relating thereto.

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

Carried.

Assembly Joint Resolution No. 5, proposing an amendment to section 3 of article XIX of the Constitution of the State of Nevada:

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

SEC. 3. The people reserve to themselves the power to propose laws and the power to propose amendments to the Constitution and to enact or reject the same at the polls, independent of the Legislature, and also reserve the power at their option to approve or reject at the polls, in the manner herein provided, any Act, item, section or part of any Act or measure passed by the Legislature, and section 1 of article IV of the Constitution shall hereafter be considered accordingly. The first power reserved by the people is the initiative, and not more than 10 percent (10%) of the qualified electors shall be required to propose any measure by initiative petition, and every such petition shall include the full text of the measure so proposed. Initiative petitions, for all but municipal legislation, shall be filed with the Secretary of State not less than thirty (30) days before any regular session of the Legislature; the Secretary of State shall transmit the same to the Legislature as soon as it convenes and organizes. Such initiative measure shall take precedence over all measures of the Legislature except appropriation bills, and shall be enacted or rejected by the Legislature, without change or amendment, within forty (40) days, except the Legislature may make only such changes by amendment as may be necessary to render it constitutional; *provided*, no change shall be made in the subject matter. If any such initiative measure so proposed by petition as aforesaid, shall be enacted by the Legislature and approved by the Governor in the same manner as other laws are enacted, same shall become a law, but shall be subject to referendum petition as provided in sections 1 and 2 of this article. If said initiative measure be rejected by the Legislature, or if no action be taken thereon within said forty (40) days, the Secretary of State shall submit same to the qualified electors for approval or rejection at the next ensuing general election; and if a majority of the qualified electors voting thereon shall approve of such measure it shall become a law and take effect from the date of the official declaration of the vote; an initiative measure so approved by the qualified electors shall not be annulled, set aside or repealed by the Legislature within three (3) years from the date said Act takes effect. In case the Legislature shall reject such initiative measure, said body may, with the approval of the Governor, propose a different measure on the same subject, in which event both measures shall be submitted by the Secretary of State to the qualified electors for approval or rejection at the next ensuing general election. The enacting clause of all bills proposed by the initiative shall be: "The people of the State of Nevada do enact as follows." The whole number of votes cast for Justice of the Supreme Court at the general election last preceding the filing of any initiative petition shall be the basis on which

the number of qualified electors required to sign such petition shall be counted. The second power reserved by the people is the referendum, which shall be exercised in the manner provided in sections 1 and 2 of this article. The initiative and referendum powers in this article provided for are further reserved to the qualified electors of each county and municipality as to all local, special, and municipal legislation of every character in or for said respective counties or municipalities. The Legislature may provide by law for the manner of exercising the initiative and referendum powers as to county and municipal legislation, but shall not require a petition of more than ten percent (10%) of the qualified electors to order the referendum, nor more than 15 percent (15%) to propose any municipal measure by initiative. If the conflicting measures submitted to the people at the next ensuing general election shall both be approved by a majority of the votes severally cast for and against each of said measures, the measure receiving the highest number of affirmative votes shall thereupon become a law as to all conflicting provisions. The provisions of this section shall be self-executing, but legislation may be especially enacted to facilitate its operation.

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

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 45.

Mr. Jones moved that section 1 of Assembly Bill No. 45 be amended by striking out the word "or" and inserting a "comma," and after the word "Diesel" insert a "comma" and the words "or any oil burning," page 1, line 6.

Amendment adopted.

Mr. Thompson moved to further amend section 1 by striking out the word "or" and insert a comma, page 1, line 7.

Amendment adopted.

Mr. Jones moved to further amend section 1 on page 1, line 8, after the word "Diesel" insert a comma and the words "or any oil burning engine."

Amendment adopted.

Mr. Jones moved to further amend section 1, page 1, line 9, by striking out the word "or" and insert a comma, and after the word "Diesel" insert a comma and the words "or any oil burning."

Amendment adopted.

Mr. Jones moved to amend section 2 of Assembly Bill No. 45 by inserting after the words "parts of acts," page 2 of the printed bill, line 8, the following: "insofar as they may be."

Remarks by Mr. Mack.

The Chief Clerk was authorized to make the necessary corrections in Assembly Bill No. 45.

Remarks by Mr. Jones.

Messrs. Thompson, Trower, and Tognoni moved the previous question.

Roll call on Assembly Bill No. 45:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy,

McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, Mrs. Williams, and Mr. Speaker—39.

NAYS—None.

Not voting—Mr. Loomis.

Assembly Bill No. 45 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Jones moved that the Assembly resolve itself into a Committee of the Whole to receive the Governor, the Senate and the Boy Scouts in Joint Session.

COMMITTEE OF THE WHOLE

At 11:45 a. m.

HOUSE IN SESSION

At 12:05 p. m.

Mr. Speaker in the Chair.

Quorum present.

Assembly recessed until 2 p. m.

Assembly in recess at 12:15 p. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker pro tem. in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Labor has had Assembly Bills Nos. 4 and 30 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass, as amended.

JAS. WHALEN, *Chairman.*

Mr. Speaker:

Your Committee on Counties and County Boundaries has had Assembly Bill No. 92 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JAS. WHALEN, *Chairman.*

Mr. Speaker:

Your Committee of Storey County Delegation has had Assembly Bill No. 71 under consideration, and begs leave to report favorably on the same, with the recommendation that the bill do pass.

DON MCGUIRK, *Chairman.*

INTRODUCTION AND FIRST READING

By Mrs. Williams:

Assembly Bill No. 94—An Act to promote the public welfare by providing assistance to dependent children; defining the term "dependent children;" to provide rules and regulations for such assistance; fixing the eligibility requirements to receive such assistance; designating the single State agency in this State to supervise the administration of aid to dependent children, and defining the authority and duties thereof; providing for cooperation with the Government of the United States, and with such Federal board, agency, commission or department thereof, as the Federal Government may authorize therefor, in furnishing aid to dependent children in Nevada; authorizing the administration of funds made available to or by the State Welfare Department for assistance or aid to dependent children; providing

for the establishment of certain State and county funds and regulating the expenditures therefrom; providing that the counties of this State shall make financial provisions for aid to dependent children as provided in this Act; providing penalties for the violation of the provisions of this Act; repealing all Acts and parts of Acts of this State in conflict herewith; and other matters relating thereto.

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

Carried.

By Committee on Social Welfare:

Assembly Bill No. 95—An Act to regulate the practice of naturopathy, to create a board of examiners of naturopathic physicians, and to prohibit the practice of any other mode or system under the name of naturopathy.

Mr. Giroux moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

Bill was referred to Committee on Social Welfare.

GENERAL FILE AND THIRD READING

Assembly Bill No. 53.

Mr. Covington moved the adoption of the committee amendments to section 2 by adding after the word "annum" in line 7, page 2 of the printed bill, the words "for each councilman."

Amendment adopted.

Mr. Covington moved the adoption of the committee amendment to section 4 by further amending the Act by striking out section 4.

Amendment adopted.

Roll call on Assembly Bill No. 53:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—37.

NAYS—None.

Absent—Messrs. Baker and Jones, and Mr. Speaker—3.

Assembly Bill No. 53 having received a constitutional majority, Mr. Speaker pro tem. declared it passed, as amended.

Mr. Monroe moved the Assembly adjourn until Monday, February 17, 1941, at 11 a. m.

Carried.

Assembly adjourned at 2:14 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE TWENTY-NINTH DAY

CARSON CITY (Monday), February 17, 1941.

Assembly called to order at 11 a. m.
Mr. Speaker in the Chair.
Roll called.
All present.
Prayer by the Chaplain, Monsignor H. J. Wientjes.

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

There being no objections the Speaker and Chief Clerk signed Senate Bill No. 11 and Assembly Bills Nos. 13, 18, and 9, and Assembly Joint Resolution No. 1.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Public Health has had Senate Bill No. 6 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

R. F. ROBB, *Chairman.*

INTRODUCTION AND FIRST READING

By Mr. Phillips:

Assembly Bill No. 96—An Act regulating the use of fumigating materials or substances in houses, apartments, and other human habitations, defining the duties of certain persons in relation thereto, prohibiting certain acts and the use of certain materials, providing the penalty for the violation of the provisions of this Act and other matters properly relating thereto.

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

GENERAL FILE AND THIRD READING

Assembly Bill No. 54.
Remarks by Mr. Kispert.
Roll call on Assembly Bill No. 54:

YEAS—Messrs. Baker, Boak, Brooks, Brown, Carlson, Cooper, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—33.

NAYS—Mr. Mack.

Absent—Messrs. Alpers and Dalbey—2.

Not voting—Messrs. Covington, McCuistion, Tandy, and Mr. Speaker—4.

Assembly Bill No. 54 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 32.

Remarks by Mr. Baker.

Mr. Baker moved the adoption of the amendment to section 6a of Assembly Bill No. 32 by changing semicolon in line 21 to a period and striking out the balance of lines 21, 22, and 23, to include period in line 23.

Remarks by Messrs. Whalen and Baker.

Amendment adopted.

Remarks by Mr. Dickerson.

Roll call on Assembly Bill No. 32:

YEAS—Messrs. Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, Monroe, Munk, Phillips, Robb, Smith, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—37.

NAYS—Mr. Tandy.

Absent—Mr. Alpers.

Not voting—Mr. Speaker.

Assembly Bill No. 32 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 31.

Mr. Whalen moved the adoption of the committee amendment to section 4 of Assembly Bill No. 31 by striking out, following the word "after" in line 12, page 3 of the printed bill, all the remainder of line 12 and all of line 13, and insert in lieu thereof the following: "July 1, 1941."

Amendment adopted.

Remarks by Mr. Baker.

Mr. Baker moved that section 1 of Assembly Bill No. 31 be amended by striking the word "imminent" in line 12, page 2.

Amendment adopted.

Remarks by Messrs. Carlson, Jones, Whalen, Tognoni, and Thompson.

Mr. Whalen moved that Assembly Bill No. 31 now on general file be placed at the bottom of general file.

Carried.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Dow moved that Assembly Bill No. 4 be referred to the Committee on Ways and Means.

Carried.

Assembly Bill No. 92.

Remarks by Messrs. Baker, Dow, Jones, Lewis, and Loomis.

Roll call on Assembly Bill No. 92:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson,

Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—39.

NAYS—None.

Not voting—Mr. Speaker.

Assembly Bill No. 92 having received a constitutional majority, Mr. Speaker declared it passed.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 83, 84, 85, 86, 87, 88, and 89, hereto attached, are correct copies of the triplicates thereof in its possession.

D. H. TANDY, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 71.

Mr. McGuirk moved that Assembly Bill No. 71 be rereferred to a Select Committee of Storey County Delegation.

Carried.

Recess at 11:57 a. m.

HOUSE IN SESSION

At 11:58 a. m.

Mr. Speaker in the Chair.

Quorum present.

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

Carried.

Assembly in recess at 11:59 a. m.

HOUSE IN SESSION

At 1:30 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 52, hereto attached, is a correct copy of the triplicate thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Speaker:

Your Committee of Clark County Delegation has had Assembly Bill No. 64 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

C. D. BAKER, *Chairman.*

INTRODUCTION AND FIRST READING

By Committee on Ways and Means:

Assembly Bill No. 97—An Act to provide for an appropriation for the Nevada School of Industry, situated at Elko, Nevada, and other matters properly connected therewith.

Mr. Baker moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to the Speaker's desk for reference.

Carried.

Bill was referred to Committee on Ways and Means.

By Nye County Delegation:

Assembly Bill No. 98—An Act authorizing and empowering the Board of Trustees of the Tonopah School District No. 20, Nye County, Nevada, to transfer moneys from the Tonopah District High School Emergency Redemption and Interest Fund to the Tonopah High School Fund.

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

Carried.

By Mr. Dickerson:

Assembly Bill No. 99—An Act authorizing the County Treasurer and the County Auditor of Ormsby County, of the State of Nevada, to transfer certain funds now in the treasury of said county.

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

Carried.

By Mr. Brown:

Assembly Bill No. 100—An Act to create a civil service commission in the city of Reno, Nevada; providing for selective service for the officers and employees of the police, fire and engineering departments and of the office of the City Clerk of said city; defining the powers of said commission; regulating the removal, suspension and demotion of the personnel of said departments and of said office; and other matters relating thereto.

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

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 31.

Mr. Whalen moved the adoption of the amendment to section 1 of Assembly Bill No. 31, by striking out the period at the end of line 22, page 2 of the printed bill, insert a semicolon, and add the following: "*provided further,* this Act shall not apply to pump operators."

Amendment adopted.

Remarks by Messrs. Loomis and Whalen.

Messrs. Jones, Farndale, and Whalen moved the previous question.

Roll call on Assembly Bill No. 31:

YEAS—Messrs. Baker, Boak, Carlson, Cooper, Covington, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Lewis, McElroy, McGuirk,

Monroe, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—27.

NAYS—Messrs. Alpers, Brooks, Brown, Dalbey, Kleppe, Mack, Mayes, and Munk—8.

Absent—Messrs. Giroux and Kispert—2.

Not voting—Messrs. Loomis, McCuistion, and Mr. Speaker—3.

Assembly Bill No. 31 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

REPORTS OF COMMITTEES

Mr. Speaker:

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

NYE W. TOGNONI, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

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

Carried.

Recess at 1:58 p. m.

HOUSE IN SESSION

At 3 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Claims has had Assembly Bill No. 87 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

NYE W. TOGNONI, *Chairman.*

Mr. Speaker:

Your Committee on Taxation has had Assembly Bill No. 72 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. L. COVINGTON, *Chairman.*

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 9, 13, and 18 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

Also, Assembly Enrolled Joint Resolution No. 1. and finds the same correctly enrolled, and has this day delivered the same to the office of Secretary of State.

DENVER DICKERSON, *Chairman.*

Mr. Speaker:

Your Committee on Public Morals has had Assembly Bill No. 69 and Senate Bill No. 22 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

DENVER DICKERSON, *Chairman.*

Mr. Speaker:

Your Committee of Ormsby County Delegation has had Assembly Bill No. 52 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

DENVER DICKERSON, *Chairman.*

Mr. Speaker:

Your Committee on Elections has had Assembly Joint Resolution No. 3 under consideration, and begs leave to report unfavorably on the same, with no recommendations.

Also, Assembly Bills Nos. 35 and 51, and reports favorably on the same, with the recommendation that they do pass.

O. D. JEPSON, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 63 under consideration, and begs leave to return without recommendation, with the recommendation that it be referred to the Fish and Game Committee.

Also, Assembly Bill No. 11 and Senate Bill No. 4, and reports unfavorably on the same, with the recommendation that they do not pass.

Also, Assembly Bill No. 12 and Senate Bill No. 5, and reports unfavorably on the same, with the recommendation that the substitutes therefor be passed.

CLIFFORD A. JONES, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Jones moved that Assembly Bill No. 63 be referred to the Committee on Fish and Game.

Carried.

Mr. Loomis moved that Assembly Substitutes for Senate Bill No. 5 and Assembly Bill No. 12 be printed.

Carried.

INTRODUCTION AND FIRST READING

By Committee on Judiciary:

Assembly Bill No. 101—An Act to amend an Act entitled "An Act concerning the bringing of indigent, incompetent, or incapacitated persons into the State or from one county into another county of this State, and fixing the penalty therefor," approved February 20, 1905.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Social Welfare.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Jones gave notice that the Judiciary Committee would hold an open hearing on Assembly Bill No. 76 on Wednesday of this week, immediately after adjournment.

Mr. Jones moved that the Assembly adjourn until Tuesday morning, February 18, 1941, at 10 a. m.

Carried.

Assembly adjourned at 3:15 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE THIRTIETH DAY

CARSON CITY (Tuesday), February 18, 1941.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. McCuistion and Kispert, who were excused.

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

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

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 90 and 91, hereto attached, are correct copies of the triplicates thereof in its possession.

D. H. TANDY, *Chairman.*

Mr. Speaker:

Your Committee on Fish and Game has had Assembly Bill No. 66 under consideration, and begs leave to report with the recommendation that the bill be referred to the Judiciary Committee.

Also, Assembly Bill No. 82, and reports favorably on the same, with the recommendation that the bill pass, as amended.

AMOS A. DOW, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Speaker appointed the following committee to serve as the Public Health Committee in concurrence with resolution previously adopted, the first named being chairman: Messrs. Robb, Giroux, Loomis, Munk, and Kelly.

Mr. Tandy moved that if and when an Investigation Committee was appointed to investigate the State Highway Department, that it not consist of the Committee on Roads and Highways, because this committee would not have the time to give the investigation the proper attention.

Remarks by Messrs. Mayes and Baker.

Motion lost.

INTRODUCTION AND FIRST READING

By Mrs. Williams:

Assembly Bill No. 102—An Act to provide for the adoption of children, defining the methods of procedure therefor, defining the duties of certain persons in relation therewith, and other matters properly relating thereto.

Mrs. Williams moved that rules be suspended, reading so far had

considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Social Welfare.

Carried.

By Messrs. Farndale, Thompson, and Whalen:

Assembly Bill No. 103—An Act relating to the compensation of injured workmen in the industries of this State and the compensation to their dependents where such injuries result in death, creating an industrial insurance commission, providing for the creation and disbursement of funds for the compensation and care of workmen injured in the course of employment, and defining and regulating the liability of employers to their employees; and repealing all Acts and parts of Acts in conflict with this Act.

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

Carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 6.

Mr. Robb moved that Senate Bill No. 6 be made a Special Order of Business for Thursday, February 20, 1941, at 2 p. m.

Carried.

Assembly Bill No. 64.

Remarks by Mr. Baker.

Roll call on Assembly Bill No. 64:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kleppe, Lewis, Loomis, Mack, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Tognoni, Trower, Whalen, and Mrs. Williams—36.

NAYS—None.

Absent—Messrs. Kispert, McCuistion, and Thompson—3.

Not voting—Mr. Speaker.

Assembly Bill No. 64 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Joint Resolution No. 3.

Remarks by Mr. Boak.

Roll call on Senate Joint Resolution No. 3:

YEAS—Messrs. Alpers, Boak, Brown, Carlson, Cooper, Dalbey, Dickerson, Donnelly, Dow, Giroux, Jones, Kelly, Kleppe, Lewis, Loomis, Mack, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tognoni, Trower, Whalen, and Mrs. Williams—29.

NAYS—Messrs. Baker, Brooks, Covington, Jepson, Johnson, and Tavelle—6.

Absent—Messrs. Farndale, Kispert, McCuistion, and Thompson—4.

Not voting—Mr. Speaker.

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

Assembly Bill No. 87.

Remarks by Mr. Tognoni.

Mr. Boak moved that the rules be suspended, and the Assembly pro-

ceed with the consideration of Assembly Bill No. 87 without resolving itself into a Committee of the Whole.

Motion carried.

Remarks by Mr. Tandy.

Roll call on Assembly Bill No. 87:

YEAS—Messrs. Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kleppe, Lewis, Loomis, Mack, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—35.

NAYS—Mr. Tavelle.

Absent—Messrs. Kispert and McCuistion—2.

Not voting—Mr. Alpers and Mr. Speaker—2.

Assembly Bill No. 87 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Loomis moved the adoption of the preamble to Assembly Bill No. 87.

Preamble adopted.

Assembly Bill No. 72.

Remarks by Messrs. Dow and Covington.

Roll call on Assembly Bill No. 72:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—38.

NAYS—None.

Absent—Mr. Kispert.

Not voting—Mr. Speaker.

Assembly Bill No. 72 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 69.

Remarks by Messrs. Cooper, Smith, and Jones.

Mr. Cooper moved that Assembly Bill No. 69 be placed on the bottom of the file.

Carried.

Senate Bill No. 22.

Remarks by Messrs. Loomis and McGuirk.

Mr. Loomis moved the adoption of the amendment to section 17 by striking out all of section 17 of the printed bill as it appears on page 6, lines 30 and 31.

Roll call on Senate Bill No. 22:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Covington, Dalbey, Dickerson, Donnelly, Giroux, Jepson, Johnson, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Munk, Phillips, Smith, Tandy, Thompson, Tognoni, Trower, and Whalen—29.

NAYS—Messrs. Dow and Tavelle—2.

Absent—Messrs. Baker, Cooper, and Monroe—3.

Not voting—Messrs. Farndale, Jones, Kelly, Robb, Mrs. Williams, and Mr. Speaker—6.

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

Mr. McElroy gave notice that on the next legislative day he would move that the vote by which Senate Bill No. 22 was carried be reconsidered.

Assembly Bill No. 52.

Remarks by Mr. Dickerson.

Roll call on Assembly Bill No. 52:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Robb, Smith, Tandy, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—37.

NAYS—Mr. Tavelle.

Absent—Mr. Phillips.

Not voting—Mr. Speaker.

Assembly Bill No. 52 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Joint Resolution No. 3.

Remarks by Messrs. Boak, Monroe, Jones, Jepson, Tavelle, and Lewis.

Roll call on Assembly Joint Resolution No. 3:

YEAS—Messrs. Boak, Brooks, Brown, Cooper, Donnelly, Lewis, Loomis, Thompson, and Whalen—9.

NAYS—Messrs. Alpers, Baker, Covington, Dalbey, Dickerson, Farndale, Giroux, Jepson, Dow, Johnson, Jones, Kelly, Kispert, Kleppe, Mack, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Trower, and Mrs. Williams—27.

Absent—Mr. Tognoni.

Not voting—Messrs. Carlson, Mayes, and Mr. Speaker—3.

Assembly Joint Resolution No. 3 not having received a constitutional majority, Mr. Speaker declared it lost.

Assembly Bill No. 35.

Remarks by Messrs. Cooper, Loomis, Tandy, and Whalen.

Mr. Loomis moved that the bill be placed on the bottom of the general file.

Carried.

Assembly Bill No. 51.

Remarks by Messrs. Jones and Monroe.

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

Carried.

Assembly adjourned at 11:58 a. m.

HOUSE IN SESSION

At 1:30 p. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Assembly Bill No. 51.

Remarks by Mr. Jepson.

Messrs. Jones, Dickerson, and Mack moved the previous question.

Carried.

Roll call on Assembly Bill No. 51:

YEAS—Messrs. Alpers, Baker, Brooks, Brown, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Loomis, Mack, Mayes, McGuirk, Munk, Phillips, Tandy, Thompson, and Trower—25.

NAYS—Messrs. Giroux and Smith—2.

Absent—Messrs. Boak, Carlson, Cooper, Lewis, McCuistion, McElroy, Monroe, Robb, Tavelle, Tognoni, Whalen, and Mrs. Williams—12.

Not voting—Mr. Speaker.

Assembly Bill No. 51 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Loomis moved to amend the title to Assembly Bill No. 51 by adding after the comma following the word "special," in line 2 of the title of the printed bill, the word "biennial."

Amendment adopted.

Assembly Bill No. 11.

A Call of the House was requested by Mr. Loomis.

CALL OF THE HOUSE

The Sergeant-at-Arms was instructed by the Speaker to escort all absent members to the Assembly Chamber.

Roll call on Call of the House.

Present—Messrs. Alpers, Brooks, Brown, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Loomis, Mack, Mayes, McElroy, McGuirk, Munk, Phillips, Smith, Tandy, Thompson, Trower, and Mr. Speaker—28.

Absent—Messrs. Baker, Boak, Carlson, Cooper, Lewis, McCuistion, Monroe, Robb, Tavelle, Tognoni, Whalen, and Mrs. Williams—12.

On motion of Mr. Loomis further proceedings on the Call of the House were dismissed.

Carried.

Assembly Bill No. 11.

Remarks by Messrs. Loomis, Williams, Boak, Tavelle, Johnson, Jones, Kleppe, and Giroux.

Messrs. Farndale, Dickerson, and Dalbey moved the previous question.

Carried.

Roll call on Assembly Bill No. 11:

YEAS—Messrs. Baker, Carlson, Covington, Donnelly, Farndale, Jones, Kelly, and Loomis—8.

NAYS—Messrs. Alpers, Boak, Brooks, Cooper, Dalbey, Dickerson, Dow, Giroux, Jepson, Kispert, Kleppe, Mack, Mayes, McCuistion, McElroy, McGuirk,

Monroe, Munk, Phillips, Robb, Thompson, Smith, Tavelle, Trower, and Mrs. Williams—25.

Absent—Mr. Tognoni.

Not voting—Messrs. Brown, Johnson, Lewis, Tandy, Whalen, and Mr. Speaker—6.

Assembly Bill No. 11 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Senate Bill No. 4.

Remarks by Messrs. Whalen, Giroux, and Loomis.

Roll call on Senate Bill No. 4:

YEAS—Messrs. Baker, Carlson, Cooper, Dalbey, Donnelly, Dow, Farndale, Jepson, Kelly, Kispert, Lewis, McGuirk, Phillips, and Thompson—14.

NAYS—Messrs. Alpers, Brooks, Brown, Covington, Dickerson, Giroux, Kleppe, Loomis, McCuistion, McElroy, Munk, Tavelle, and Whalen—13.

Absent—Mr. Monroe.

Not voting—Messrs. Boak, Johnson, Jones, Mack, Mayes, Robb, Smith, Tandy, Tognoni, Trower, Mrs. Williams, and Mr. Speaker—12.

Senate Bill No. 4 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Mr. Whalen gave notice that on the next legislative day he would move for the reconsideration of Senate Bill No. 4.

Recess at 2:43 p. m.

HOUSE IN SESSION

At 2:52 p. m.

Mr. Speaker in the Chair.

Quorum present.

INTRODUCTION AND FIRST READING

By Messrs. Jones, Baker, Farndale, and Kelly:

Assembly Bill No. 104—An Act fixing and determining the amount of money that shall be apportioned to Clark County as its annual share of the $300,000 provided to be paid to the State of Nevada under and by virtue of provisions, terms, and conditions of that certain Act enacted by the Seventy-Sixth Congress of the United States of America, entitled "An Act authorizing the Secretary of the Interior to promulgate and to put into effect charges for electrical energy generated at Boulder dam, providing for the application of revenues from said project, authorizing the operation of the Boulder power plant by the United States directly or through agents, and for other purposes," if, as, and when such Act becomes effective and said sum or any part thereof is paid thereunder.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to a Joint Committee of Taxation and Federal Relations.

By Clark County Delegation:

Assembly Concurrent Resolution No. 4:

WHEREAS, Revisions to the Boulder Canyon Act made in the 76th Congress of the United States authorizes the Secretary of the Interior to operate the Boulder dam power plant directly or through such agent or agents as he may designate; and

WHEREAS, Said revised Act limits the choice of the Secretary of the Interior to the present lessees; and

WHEREAS, Were such contract granted by the Secretary of the Interior, whereby the present lessees would become the agent or agents of the United States, such contract would not be revocable or terminable except through court proceedings; and

WHEREAS, The Boulder dam power plant has become of great strategic importance in national defense due to its supply of water and power for national defense industries; and

WHEREAS, The Government has found it necessary to give more adequate protection to the dam and power house by placing near it an army post; now, therefore, be it

Resolved by the Assembly and Senate of the State of Nevada, That the President of the United States and the Secretary of the Interior be most earnestly urged and besought to operate Boulder dam power plant directly and not through an agent or agents; and be it further

Resolved, That the Secretary of State transmit a duly certified copy of this resolution, under the seal of the State of Nevada, to the Honorable Franklin D. Roosevelt, President of the United States, to the Honorable Harold L. Ickes, Secretary of the Interior, to the Honorable Patrick A. McCarran and Berkeley L. Bunker, our Senators in the United States Senate, and to the Honorable James G. Scrugham, our Representative in Congress.

Mr. Farndale moved that the resolution be adopted.

Remarks by Mr. Boak.

Mr. Boak moved that the resolution be placed on Speaker's desk for reference to committee.

Carried.

Resolution was referred to Committee on Federal Relations.

By Humboldt County Delegation:

Assembly Bill No. 105—An Act providing for an appropriation to enable Humboldt County Agricultural District No. 3 to conduct a county fair for the years 1941 and 1942.

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

Carried.

By Messrs. Jepson and Covington:

Assembly Bill No. 106—An Act requiring common carrier railroads operating in the State of Nevada to provide adequate caboose cars on trains operated therein, providing for the type of construction and lighting of such caboose cars, providing certain exceptions in the Act, providing a penalty for the violation hereof, and other matters relating thereto.

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

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 94, 95, 96, and 97, hereto attached, are correct copies of the triplicates thereof in its possession.

D. H. TANDY, *Chairman.*

Mr. Speaker:

Your Committee on Education has had Assembly Bill No. 86 under consideration, and begs leave to recommend that it be referred to the Committee on Ways and Means.

BERTON SMITH, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Substitute for Assembly Bill No. 12.

Mr. Loomis moved that the substitute be adopted.

Remarks by Mr. Loomis.

Substitute bill adopted.

Roll call on Assembly Substitute for Assembly Bill No. 12:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, McCuistion, McElroy, McGuirk, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, and Whalen—34.

NAYS—None.

Absent—Messrs. Baker, Mayes, and Monroe—3.

Not voting—Mr. Farndale, Mrs. Williams, and Mr. Speaker—3.

Assembly Substitute for Assembly Bill No. 12 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Jones moved that Assembly Substitute for Senate Bill No. 5 be made a special order of business for Friday, February 21, 1941, at 11 a. m.

Carried.

Assembly Bill No. 69.

Mr. Thompson moved the adoption of the amendment to section 1 by striking out in line 14, page 1 of the printed bill, the word "gross."

Remarks by Messrs. Monroe, Jones, and Thompson.

Amendment adopted.

Mr. Thompson moved to further amend section 1 by further striking out after the word "not" in line 1, page 2 of the printed bill, all the remainder of lines 1, 2, 3, and 4, and insert in lieu thereof the following: "to exceed three hundred dollars ($300), or by imprisonment in the county jail not to exceed six (6) months."

Amendment adopted.

Remarks by Messrs. Monroe and Tognoni.

Mr. Cooper moved that Assembly Bill No. 69 be made a special order of business for 3 p. m. on Tuesday, February 18, 1941.

Mr. Loomis moved to amend the motion, and that Assembly Bill No. 69 be made a special order of business for 2 p. m., Tuesday, February 18, 1941.

Carried.

Mr. Jones moved that the Assembly adjourn until 10 a. m., on Tuesday, February 18, 1941.

Carried.

Assembly adjourned at 3 : 25 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE THIRTY-FIRST DAY

CARSON CITY (Wednesday), February 19, 1941.

Assembly called to order at 10 a. m.
Mr. Speaker in the Chair.
Roll called.
All present except Mr. Lewis, who was excused.
Prayer by the Chaplain, Monsignor H. J. Wientjes.

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

Mr. Speaker pro tem. in the Chair.

PRESENTATION OF PETITIONS

UNITED STATES SENATE
COMMITTEE ON FOREIGN RELATIONS
February 15, 1941

HON. E. C. MULCAHY, *Chief Clerk of the Assembly, Carson City, Nevada.*

DEAR MR. MULCAHY: You will permit me to acknowledge your letter of the 10th enclosing a certified copy of the Assembly resolutions passed by the Fortieth Session of the Nevada State Assembly expressing the sorrow of the body and of the State of Nevada at the untimely death of the late Senator Key Pittman.

Senator Pittman holds a high place in the records of the Senate of the United States, and I am confident that he will long be regarded as one of the first names in the State of Nevada.

It will be my pleasure to read the resolution to the Senate Foreign Relations Committee, over which he presided as chairman with great dignity and ability for many years, and to cause the same to be spread upon the permanent minutes of the committee.

Sincerely yours,

WALTER F. GEORGE.

LAS VEGAS, NEVADA, February 18, 1941.

Clerk of the Assembly, Assembly Chambers.

The members of this council urge the Nevada Assembly to support and pass Assembly Bill No. 3, as its passage means much to our citizens working on the Boulder dam as it will have a tendency to give gainful employment to a large number of Nevada citizens, and this work now goes to citizens from California that are being sent in here to man the job for the Los Angeles Bureau of Light and Power.

BUILDING TRADES COUNCIL,
ANTHONY SANDERS, *Secretary.*

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bill No. 83 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

Amend section 2 of Assembly Bill No. 83 by substituting the words and figures "twenty-four thousand ($24,000)" in line 1, page 2, for "twenty-five thousand ($25,000)."

Also, Assembly Bill No. 84, and reports favorably on the same, with the recommendation that it do pass.

C. D. BAKER, *Chairman.*

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 93 should be corrected by changing the letter "a" to "o" in the first syllable of the word "compatible," page 4, line 8. Also, change the word "examination" to "examining" in line 7, page 5, and in the triplicate in line 3 of section 9, and the committee will correct copy of the triplicate thereof in its possession.

Also, that bound copies of Assembly Substitute for Senate Bill No. 5, Assembly Substitute for Assembly Bill No. 12, Assembly Bills Nos. 98, 99, 100, and 101, and Assembly Joint Resolutions Nos. 4 and 5, hereto attached, are correct copies of the triplicates thereof in its possession.

D. H. TANDY, *Chairman.*

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bill No. 97 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

C. D. BAKER, *Chairman.*

Mr. Speaker:

Your Committee on Labor has had Assembly Bill No. 34 under consideration, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Assembly Bill No. 34 by striking the period at the end of line 9, inserting a comma in lieu thereof and adding the following: "nor to railroads and other public carriers engaged in interstate traffic."

Also, Assembly Bill No. 23, and reports favorably on the same with the recommendation that it do pass, as amended. Strike out following the word "after" in line 16, page 2 of the printed bill, all the remainder of line 16, and insert in lieu thereof the following: "July 1, 1941."

Also, Assembly Bill No. 88, and reports favorably on the same, with the recommendation that it do pass.

JAS. WHALEN, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 24, which passed the Senate by the following vote: Yeas, 17; nays, none.

Also, Senate Joint Resolution No. 4, which passed: Yeas, 17; nays, none.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS, AND NOTICES

By White Pine County Delegation:

Assembly Resolution No. 16, expressing esteeem for Honorable William Fisher:

WHEREAS, It has come to the knowledge of this Assembly that the Honorable William Fisher, a member of this body at the Thirty-ninth Session of the Legislature, has passed away since the adjournment of the Thirty-ninth Session of the Legislature; and

WHEREAS, Mr. Fisher was known to his colleagues in the Legislature as an ardent supporter of the Government of the United States and of the State of Nevada, always industrious in the welfare of the people of the State, and mindful of their best interest; and

WHEREAS, By his sterling qualities of citizenship and manhood he had endeared himself to all those who were fortunate to know and work with him; and

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

Resolved by the Assembly of the State of Nevada duly assembled in session at its Fortieth Session, That we deeply deplore the death of our former associate and friend, for the loss that we have incurred, personally, and for the loss of a good citizen to the State of Nevada; and be it further

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

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

Mr. Cooper moved the adoption of the resolution.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Whalen:

Assembly Bill No. 107—An Act to amend an Act entitled "An Act to amend an Act entitled 'An Act providing for the creation of a State Barbers' Health and Sanitation Board, defining the powers and duties of said board, defining certain terms, prescribing the terms upon which licenses or certificates of registration, health, and sanitation may be issued to practitioners of barbering, creating county boards and declaring their powers and duties, prescribing penalties for the violation hereof, repealing all Acts and parts of Acts inconsistent herewith, and other matters relating thereto,' approved March 26, 1929, together with the Acts amendatory thereof or supplementary thereto," approved March 25, 1939.

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

Carried.

By Messrs. Farndale, Jones, Kelly, and Baker:

Assembly Bill No. 108—An Act to amend an Act entitled "An Act creating a commission to be known as the Colorado River Commission of Nevada, defining its powers and duties, and making an appropriation for the expenses thereof, and repealing all Acts and parts of Acts in conflict with this Act," approved March 20, 1935.

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

Carried.

By Mr. Tandy:

Assembly Bill No. 109—An Act to amend an Act entitled "An Act relating to and providing for the protection, propagation, restoration, domestication, introduction, purchase, and disposition of wild animals, wild birds and fish; creating certain offices, providing the method of selecting the officers therefor, defining the powers and duties of certain officers and other persons; defining certain terms; providing for the

licensing of and regulating of hunting, trapping, game farming and game fishing; authorizing the establishment, control and regulation of private fish hatcheries, State recreation grounds, sanctuaries, and refuges, and the closing, opening, and shortening of hunting and fishing seasons; regulating the transportation and possession of wild animals, wild birds, and game fish; providing for the condemnation of property for certain purposes; providing for instruction in the game laws of this State in the public schools of this State; establishing certain funds and regulating expenditures therefrom, providing penalties for violation thereof, and repealing certain Acts and parts of Acts in conflict therewith," approved March 29, 1929, together with the Acts amendatory thereof or supplemental thereto.

Mr. Tandy moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Fish and Game.

By Mr. Mack:

Assembly Bill No. 110—An Act to amend an Act entitled "An Act to regulate the settlement of the estates of deceased persons," approved March 23, 1897, together with the Acts amendatory thereof or supplemental thereto.

Mr. Mack moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Social Welfare.

By Mr. Trower:

Assembly Bill No. 111—An Act to amend an Act entitled "An Act to provide for the incorporation of railroad companies, and the management of the affairs thereof, and other matters relating thereto," approved March 22, 1865, together with the Acts amendatory thereof or supplemental thereto.

Mr. Trower moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Corporations and Railroads.

Mr. Speaker in the Chair.

By Washoe County Delegation:

Assembly Bill No. 112—An Act to amend an Act entitled "An Act to incorporate the town of Reno, and to establish a city government therefor," approved March 16, 1903, as amended March 13, 1905, and as amended from time to time thereafter, by amending section 2 of article III, sections 1 and 2 of article IX, sections 1 and 7 of article X, sections 3, 10a, and 10j of article XII, and section 4 of article XVIII thereof.

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

Carried.

By Washoe County Delegation:

Assembly Bill No. 113—An Act authorizing and empowering the city of Reno to convey to the A. T. Eveleth Lumber Company certain real property within the city limits of said city.

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

Carried.

By Washoe County Delegation:

Assembly Bill No. 114—An Act to amend section 5 of article IV of an Act entitled "An Act to incorporate the town of Reno, and to establish a city government therefor," approved March 16, 1903, as amended March 13, 1905, and as amended from time to time thereafter.

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

Carried.

By Mrs. Williams:

Assembly Bill No. 115—An Act to amend an Act entitled "An Act creating a commission to be known as the Colorado River Commission of Nevada, defining its powers and duties, and making an appropriation for the expenses thereof, and repealing all Acts and parts of Acts in conflict with this Act," approved March 20, 1935.

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

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bill No. 57 under consideration, and begs leave to return it with a substitute.

C. D. BAKER, *Chairman.*

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 102, hereto attached, is a correct copy of the triplicate thereof in its possession.

D. H. TANDY, *Chairman.*

INTRODUCTION AND FIRST READING

Senate Bill No. 24.

Mr. Dickerson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Judiciary.

Senate Joint Resolution No. 4.

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

Carried.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Loomis moved that Assembly Bill No. 112 not be printed.

Carried.

Mr. McElroy moved that the vote taken on Senate Bill No. 22 be reconsidered.

Remarks by Mr. Whalen.

Carried unanimously.

Mr. Dow moved that Senate Bill No. 22 be rereferred to the Committee on Public Morals.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 35.

Remarks by Mr. Whalen.

Roll call on Assembly Bill No. 35:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—38.

NAYS—None.

Absent—Mr. Lewis.

Not voting—Mr. Speaker.

Assembly Bill No. 35 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 82.

Mr. Dow moved the adoption of an amendment to section 1. Strike out after the first comma all of line 4 and the word "otherwise," as it appears in line 5, and substitute the word "or" on page 2 of the printed bill.

Remarks by Messrs. Dalbey and Monroe.

Amendment adopted.

Remarks by Messrs. Baker and Jones.

Roll call on Assembly Bill No. 82:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Carlson, Cooper, Covington, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kleppe, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—35.

NAYS—Messrs. Dalbey and Kispert—2.

Absent—Messrs. Brown and Lewis—2.

Not voting—Mr. Speaker.

Assembly Bill No. 82 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 86.

Mr. Boak moved that the Assembly resolve itself into a Committee of the Whole to consider Assembly Bill No. 86.

Mr. McElroy moved to amend that Mr. Speaker be Chairman of the Committee of the Whole.

Mr. Boak and Mr. McElroy withdrew the motion.

Mr. Baker moved that the bill be referred to the Committee on Ways and Means.

Carried.

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

Carried.

Assembly at ease at 11 a. m.

HOUSE IN SESSION

At 1:30 p. m.

Mr. Speaker in the Chair.

Quorum present.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Whalen moved that the vote taken on Senate Bill No. 4 be reconsidered.

Remarks by Messrs. Whalen and Loomis.

Carried.

Mr. Whalen moved that the bill be placed on the Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Judiciary.

There being no objections Mr. Speaker and the Chief Clerk signed Senate Joint Resolution No. 3.

INTRODUCTION AND FIRST READING

By Clark County Delegation:

Assembly Bill No. 116—An Act authorizing the Board of Education of Las Vegas Union School District of Las Vegas, Clark County, Nevada, to execute a deed to certain school property in said district to Thomas L. Williams and Lola Williams, his wife.

Mr. Baker moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Public Lands.

By Committee on Social Welfare:

Assembly Bill No. 117—An Act to amend an Act entitled "An Act to create a State Board of Health, defining their duties, prescribing the manner of the appointment of its officers, fixing their compensation, making an appropriation for the support of said board, establishing County Boards of Health, requiring certain statements to be

filed, defining certain misdemeanors and providing penalties therefor, and other matters relating thereto," approved March 27, 1911.

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

Carried.

By Committee on Social Welfare:

Assembly Bill No. 118—An Act to regulate the inspection, grading, regrading, and placarding of food establishments, the issuing and revocation of permits for the operation of such establishments, the enforcement of this Act, and the fixing of penalties.

Mr. Giroux moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Public Health.

By Humboldt County Delegation:

Assembly Bill No. 119—An Act to amend an Act entitled "An Act to provide for the establishment of a uniform system of road government and administration in each of the several counties of the State of Nevada; for the creation of a Board of County Highway Commissioners in each of the several counties, and defining the duties of the members thereof; to provide for the appointment of a County Road Supervisor and defining his duties; to authorize the Board of County Commissioners of each county to issue bonds and levy and collect taxes to pay the same for the purpose of creating a county road and bridge fund; to authorize the expenditure of said fund for roads and bridges, and the purchasing of machinery and implements for road work; to classify the county roads of the counties, and other matters relating thereto," approved March 26, 1913, together with all Acts supplemental thereto or amendatory thereof.

Mr. Giroux moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Counties and County Boundaries.

By Committee on Social Welfare:

Assembly Bill No. 120—An Act providing for the supervision over, sanitation, and cleanliness of tourist courts, defining the same, providing for the issuance of permits for the construction and operation of the same, and providing a penalty for the violation of this Act, and other matters properly relating thereto.

Mr. Giroux moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Public Health.

By Committee on Social Welfare:

Assembly Bill No. 121—An Act requiring physical examination of persons applying for marriage license before the issuance of such license, prohibiting the issuance of marriage licenses to certain persons, providing requirements for the issuance of such license, defining the duties of certain persons in relation thereto, providing penalties for the violation of this Act, and other matters properly connected therewith.

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

Carried.

By Mr. Dickerson:

Assembly Bill No. 122—An Act to amend section 83 of an Act entitled "An Act concerning public schools and repealing certain Acts relating thereto," together with the Acts amendatory thereof or supplementary thereto.

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

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Insurance has had Assembly Bill No. 68 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JOE S. COOPER, *Chairman.*

Mr. Speaker:

Your Committee of Nye County Delegation has had Assembly Bill No. 98 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

RAY ROBB, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Loomis moved that Assembly Bill No. 95 be withdrawn from the Committee on Social Welfare and referred to the Committee on Public Health.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 69.

Mr. Cooper moved that Assembly Bill No. 69 be rereferred to Committee on Judiciary.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Select Committee of Elko County Delegation has had Assembly Bill No. 36 under consideration, and begs leave to report favorably on the same, with the recommendation that substitute be adopted.

M. E. MCCUISTION, *Chairman.*

Mr. Dow moved that the substitute be adopted.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

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

Also, Senate Bill No. 24, and reports on the same without recommendation.

Also, Assembly Bills Nos. 65 and 66, and reports unfavorably on the same with the recommendation that they do not pass.

CLIFFORD A. JONES, *Chairman.*

Mr. Jones moved that the Assembly adjourn until Thursday, February 20, 1941, at 10 a. m.

Carried.

Assembly adjourned at 2:15 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE THIRTY-SECOND DAY

CARSON CITY (Thursday), February 20, 1941.

Assembly called to order at 10 a. m.
Mr. Speaker in the Chair.
Roll called.
All present.
Prayer by the Chaplain, Monsignor H. J. Wientjes.

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

PRESENTATION OF PETITIONS

THE NEVADA COMMISSION
GOLDEN GATE INTERNATIONAL EXPOSITION
February 10, 1941

To the Honorable Assembly of the Fortieth Session of the Legislature of the State of Nevada.

MR. SPEAKER: The undersigned, constituting the Board of Directors, and on behalf of the Exposition Commissioners of the State of Nevada for the Golden Gate International Exposition on Yerba Buena Island in San Francisco Bay, California, both as created by an Act of the Legislature of the State of Nevada, approved March 26, 1937 (1937 Statutes, 397), and as augmented by an amendment to said Act, as approved March 23, 1939 (1939 Statutes, 181), herewith submit a full report of the activities, expenditures, finances and conclusions of Nevada, acting as the designated agent for said Boards of Commissioners and Directors, under date of December 1, 1940.

A similar report is being presented to his Excellency, the Governor of Nevada, and to the Senate of the Fortieth Session of the Legislature of the State of Nevada.

Respectfully submitted,

BOARD OF DIRECTORS,
W. W. HOPPER, *Chairman.*
HOWARD S. DOYLE,
E. F. LUNSFORD.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. McElroy moved that Senate Bill No. 6 which was a special order of business for Thursday, February 20, 1941, at 2 p. m. be vacated.
Carried.

Mr. Loomis moved that Senate Bill No. 6 be referred to the Committee on Public Health.
Carried.

Mr. Jones moved that Assembly Rule No. 9 be suspended for the remainder of the legislative day.
Remarks by Messrs. Monroe and Jones.
Carried.

INTRODUCTION AND FIRST READING

By Messrs. Phillips and Covington:

Assembly Bill No. 123—An Act to amend an Act entitled "An Act concerning crimes and punishments, and repealing certain Acts relating thereto," approved March 17, 1911, together with the Acts amendatory thereof or supplemental thereto.

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

Carried.

By Committee on Agriculture:

Assembly Bill No. 124—An Act to amend an Act entitled "An Act to authorize the State Quarantine Officer to fix and promulgate standards for all kinds of agricultural products and containers therefor; to make rules and regulations for carrying out the provisions of this Act; to provide penalties for the violation of any of the provisions of this Act or any rules or regulations made thereunder; to employ the necessary inspectors and assistants to carry out the provisions of this Act, and making an appropriation for the carrying out of this Act, and repealing sections 8320 to and including section 8334, Nevada Compiled Laws 1929, and all other Acts or parts of Acts in conflict herewith," approved March 30, 1931.

Mr. Carlson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Livestock.

By Committee on Agriculture:

Assembly Bill No. 125—An Act to amend an Act entitled "An Act to provide for the inspection for and the destruction of noxious weeds, providing the manner of designation what constitutes a noxious weed, providing for the administration of this Act, defining the duties of the State Quarantine Officer in relation thereto, defining the duties of county commissioners in relation to this Act, making an appropriation for carrying out the provisions of this Act, providing penalties for the violation thereof, and other matters properly related thereto," approved March 29, 1929.

Mr. Carlson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Livestock.

By Mr. Covington:

Assembly Bill No. 126—An Act to amend an Act entitled "An Act to provide revenue for the support of the Government of the State of Nevada, and to repeal certain Acts relating thereto," approved March 23, 1891, as amended, by inserting therein a new section numbered 67½.

Mr. Covington moved that rules be suspended, reading so far had

considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Taxation.

By Mr. Covington:

Assembly Bill No. 127—An Act to amend an Act entitled "An Act to provide for the assessment and taxation of the net proceeds of mines, and repealing all Acts and parts of Acts in conflict herewith," approved March 15, 1927, as amended, by amending the title thereof, amending certain sections, and by inserting therein a new section numbered 3½.

Mr. Covington moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Mines and Mining.

By Mr. Tognoni:

Assembly Bill No. 128—An Act to amend "An Act authorizing Boards of County Commissioners to grant leave of absence to county officers," approved March 6, 1893, together with the Acts amendatory thereof or supplemental thereto, and to repeal section 3 of said Act.

Mr. Tognoni moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Counties and County Boundaries.

GENERAL FILE AND THIRD READING

Assembly Bill No. 83.

Mr. Whalen moved the adoption of the committee amendment to section 2.

Remarks by Mr. Whalen.

Amendment adopted.

Remarks by Messrs. McCuistion, Boak, and Smith.

Roll call on Assembly Bill No. 83:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—39.

NAYS—None.

Not voting—Mr. Speaker.

Assembly Bill No. 83 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 84.

Remarks by Messrs. McCuistion and Cooper.

Roll call on Assembly Bill No. 84:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson,

Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—39.

NAYS—None.

Not voting—Mr. Speaker.

Assembly Bill No. 84 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 97.

Mr. Baker moved that Assembly Bill No. 97 be rereferred to Committee on Ways and Means.

Carried.

Assembly Bill No. 34.

Mr. Robb moved that Assembly Bill No. 34 be rereferred to Committee on Mines and Mining.

Remarks by Messrs. Whalen, Robb, Brown, and Boak.

Mr. Whalen moved to amend the motion, and that the bill be placed at the bottom of general file.

Motion passed as amended.

Assembly Bill No. 23.

Mr. Whalen moved the adoption of the committee amendment to Assembly Bill No. 23.

Amendment adopted.

Remarks by Mr. McCuistion.

Mr. Whalen moved that Assembly Bill No. 23 be rereferred to a Joint Committee of State Prison and Labor.

Carried.

Assembly Bill No. 88.

Mr. Farndale moved that Assembly Bill No. 88 now on general file be placed on the bottom of the general file.

Carried.

Assembly Bill No. 57.

Remarks by Messrs. Baker and McCuistion.

Mr. Dow moved the adoption of the substitute bill to Assembly Bill No. 57.

Substitute adopted.

Mr. Baker moved that Assembly Substitute for Assembly Bill No. 57 be referred to Committee on Ways and Means.

Carried.

Recess at 11 : 15 a. m.

HOUSE IN SESSION

At 11 : 30 a. m.

Mr. Speaker in the Chair.

Quorum present.

INTRODUCTION AND FIRST READING

By Mr. Brooks:

Assembly Bill No. 129—An Act to provide an appropriation to

defray expenses and furnish cash awards for the Nevada Junior Livestock Show held at the Agricultural Association ground at Reno, Nevada, in April of 1941 and 1942.

Mr. Brooks moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Agriculture.

By Nye County Delegation:

Assembly Bill No. 130—An Act authorizing and empowering the Board of Trustees of the Tonopah School District No. 20, Nye County, Nevada, to transfer moneys from the Tonopah District High School Emergency Loan Fund to the Tonopah High School Fund.

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

Carried.

By Churchill County Delegation:

Assembly Bill No. 131—An Act to amend an Act entitled "An Act to amend an Act entitled 'An Act relating to and providing for the protection, propagation, restoration, domestication, introduction, purchase, and disposition of wild animals, wild birds and fish; creating certain offices, providing the method of selecting the officers therefor, defining the powers and duties of certain officers, and other persons; defining certain terms; providing for the licensing of and regulating of hunting, trapping, game farming and game fishing; authorizing the establishment, control, and regulation of private fish hatcheries, State recreation grounds, sanctuaries and refuges, and the closing, opening, and shortening of hunting and fishing seasons; regulating the transportation and possession of wild animals, wild birds, and game fish; providing for the condemnation of property for certain purposes; providing for instruction in the game laws of this State in the public schools of this State; establishing certain funds and regulating expenditures therefrom, providing penalties for violation thereof, and repealing certain Acts and parts of Acts in conflict therewith,' approved March 29, 1929, as amended," approved February 24, 1933, as amended by chapter 136 Statutes of Nevada 1939.

Mr. Dalbey moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Fish and Game.

By Committee on Ways and Means:

Assembly Bill No. 132—An Act authorizing and directing the State Treasurer of the State of Nevada to transfer certain sums from the Hoisting Engineers' License Fund to the General Fund of the State of Nevada.

Mr. Baker moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Roads and Highways.

REPORTS OF COMMITTEES

Mr. Speaker:

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

R. F. ROBB, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Loomis moved that Senate Bill No. 6 be made a special order of business for Thursday, February 20, 1941, at 2 p. m.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 68.

Mr. Whalen moved to amend section 1 by striking out after the period following the word "case" in line 19, page 4 of the printed bill, all the remainder of line 19 and lines 20 and 21.

Remarks by Messrs. Whalen, Loomis, Farndale, Brooks, and Jones.

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

Mr. Jones moved to amend the motion, and that when the Assembly recess it recess until 2 p. m.

Amendment carried.

Assembly in recess at 11 : 59 a. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Quorum present.

SPECIAL ORDER OF BUSINESS

At 2 p. m.

Senate Bill No. 6.

Remarks by Messrs. Loomis and Kispert.

Roll call on Senate Bill No. 6 :

YEAS—Messrs. Alpers, Baker, Boak, Brown, Carlson, Cooper, Dalbey, Dickerson, Donnelly, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, Monroe, Munk, Phillips, Robb, Smith, Tavelle, Thompson, Tognoni, Trower, Mrs. Williams and Mr. Speaker—33.

NAYS—Messrs. Brooks, Covington, McGuirk, and Tandy—4.

Absent—Messrs. Farndale and Whalen—2.

Not voting—Mr. Dow.

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

GENERAL FILE AND THIRD READING

Assembly Bill No. 68.

Remarks by Messrs. Cooper, Monroe, Covington, Loomis, Whalen, and Brooks.

Roll call on the amendment to Assembly Bill No. 68:

YEAS—Messrs. Baker, Carlson, Cooper, Covington, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Jones, Kelly, Lewis, McGuirk, Phillips, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, and Whalen—22.

NAYS—Messrs. Alpers, Boak, Brooks, Brown, Dalbey, Kispert, Kleppe, Loomis, Mack, Mayes, Monroe, Munk, and Robb—13.

Absent—Mr. McElroy.

Not voting—Messrs. Johnson, McCuistion, Mrs. Williams, and Mr. Speaker—4.

Amendment adopted.

Mr. Farndale moved to amend section 1 of Assembly Bill No. 68 by inserting after the word "employer," line 18, page 4, a comma and the words "and the injured workman or workmen."

Remarks by Mr. Farndale.

Amendment adopted.

Mr. McGuirk moved to amend section 2 by striking out section 2, lines 30 to 33.

Remarks by Messrs. Whalen, McGuirk, and Loomis.

Amendment lost.

Roll call on Assembly Bill No. 68.

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—38.

NAYS—None.

Absent—Mr. McElroy.

Not voting—Mr. Speaker.

Assembly Bill No. 68 having received a constitutional majority, Mr. Speaker declared it passed.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Tognoni moved that Assembly Bill No. 24, now on general file, be rereferred to the Committee on Mines and Mining.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 98.

Remarks by Mr. Robb.

Roll call on Assembly Bill No. 98:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Covington, Dalbey, Dickerson, Donnelly, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—36.

NAYS—None.

Absent—Messrs. Cooper, Dow, and McElroy—3.

Not voting—Mr. Speaker.

Assembly Bill No. 98 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Joint Resolution No. 5.

Remarks by Mr. Boak.

Roll call on Assembly Joint Resolution No. 5:

YEAS—Messrs. Alpers, Boak, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Farndale, Johnson, Jones, Kelly, Kispert, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Thompson, Trower, Whalen, and Mrs. Williams—31.

NAYS—Messrs. Brooks, Giroux, Jepson, Kleppe, and Tavelle—5.

Not voting—Messrs. Baker, Dow, Tognoni, and Mr. Speaker—4.

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

Senate Bill No. 24.

Remarks by Messrs. Jones and Whalen.

Roll call on Senate Bill No. 24:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—36.

NAYS—Messrs. Dalbey and Tavelle—2.

Not voting—Mr. Loomis and Mr. Speaker—2.

Senate Bill No. 24 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 66.

Remarks by Messrs. Johnson, Brown, Jones, and Monroe.

Mr. McCuistion moved that Assembly Bill No. 66 be indefinitely postponed.

Messrs. Johnson, Loomis, and Tandy moved for roll call.

Roll call on motion to indefinitely postpone Assembly Bill No. 66:

YEAS—Messrs. Brooks, Brown, Dalbey, Donnelly, Kispert, McCuistion, McElroy, McGuirk, Monroe, Phillips, and Smith—11.

NAYS—Messrs. Baker, Boak, Carlson, Cooper, Covington, Dickerson, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kleppe, Lewis, Loomis, Mack, Mayes, Munk, Tavelle, Thompson, Tognoni, Trower, Whalen, Mrs. Williams, and Mr. Speaker—25.

Not voting—Messrs. Giroux, Robb, Tandy, and Alpers—4.

Motion lost.

Messrs. Dickerson, Tognoni, and Whalen moved the previous question.

Roll call on Assembly Bill No. 66:

YEAS—Messrs. Alpers, Baker, Boak, Cooper, Dickerson, Donnelly, Johnson, Jones, Kelly, Lewis, Loomis, McElroy, Munk, Phillips, Thompson, and Tognoni—16.

NAYS—Messrs. Brooks, Brown, Dalbey, Dow, Farndale, Giroux, Jepson, Kispert, Kleppe, Mack, Mayes, McCuistion, McGuirk, Monroe, Smith, Tavelle, Trower, and Whalen—18.

Not voting—Messrs. Carlson, Covington, Robb, Tandy, Mrs. Williams, and Mr. Speaker—6.

Assembly Bill No. 66 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. McCuistion moved that Assembly Bill No. 26, together with its substitute, be returned to Mr. Speaker's desk for reference to a committee.

Carried.

The bill was referred to the Committee on Counties and County Boundaries.

Recess at 3:30 p. m.

HOUSE IN SESSION

At 3:45 p. m.

Mr. Speaker in the Chair.

Quorum present.

Assembly Bill No. 65.

Remarks by Mr. Dickerson.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 105 and 106, hereto attached, are correct copies of the triplicates thereof in its possession.

Also, certifies that bound copy of Assembly Bill No. 103, hereto attached, is a correct copy of the triplicate thereof in its possession, with the exception that the word "dollars" should be inserted before the semicolon in line 30, section 9, page 5.

DOUG TANDY, *Chairman.*

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

Carried.

INTRODUCTION AND FIRST READING

By Elko County Delegation:

Assembly Bill No. 133—An Act providing for the creation of county commissioner districts in the counties of this State, fixing the powers and duties of Boards of County Commissioners with respect thereto, providing for the election of County Commissioners from districts, repealing a certain Act relating thereto, and other matters properly relating hereto.

Mr. McElroy moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Counties and County Boundaries.

By Mr. Lewis:

Assembly Bill No. 134—An Act requiring employers to accept the

assignment of employees wages, salary, or earnings in behalf of creditors of such employee.

Mr. Lewis moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Judiciary.

By Mr. Kispert (by request):

Assembly Bill No. 135—An Act to amend an Act entitled "An Act to regulate proceedings in civil cases in this State and to repeal all other Acts in relation thereto," approved March 17, 1911, together with the Acts amendatory thereof or supplemental thereto.

Mr. Kispert moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Judiciary.

Mr. Loomis moved that Assembly Bill No. 112 be printed.

Carried.

Mr. Jones moved that the Assembly adjourn until Friday, February 21, 1941, at 10 a. m.

Mr. Loomis moved to amend the motion, and that the Assembly adjourn until 11 a. m.

Motion carried as amended.

Assembly adjourned at 3:53 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE THIRTY-THIRD DAY

CARSON CITY (Friday), February 21, 1941.

Assembly called to order at 11 a. m.
Mr. Speaker pro tem. in the Chair.
Roll called.
All present except Mr. Cashill, who was excused.
Prayer by the Chaplain, Monsignor H. J. Wientjes.

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

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 104, hereto attached, is a correct copy of the triplicate thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Speaker:

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

JOHN A. KELLY, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 76 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

CLIFFORD A. JONES, *Chairman.*

Mr. Speaker:

Your Committee on Roads and Highways has had Assembly Bill No. 77 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

EARL MAYES, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 10, which passed the Senate by the following vote: Yeas, 17; nays, none.

Also, Assembly Bill No. 37, which passed the Senate, as amended, by the following vote: Yeas, 17; nays, none. Amend as follows: Line 1, page 1 of the printed bill, after the word "Act" insert a comma and the following: "being section 4435.29 N. C. L. 1929."

Also, Assembly Bill No. 39, which passed by the following vote: Yeas, 17; nays, none.

Also, Assembly Bill No. 53, which passed by the following vote: Yeas, 17; nays, none.

I have the honor to inform you that Assembly Bill No. 1 failed to receive a constitutional majority, and was lost in the Senate by the following vote: Yeas, 7; nays, 10.

Also, Senate Bill No. 41, which this day passed the Senate, as amended, by the following vote: Yeas, 17; nays, none. Amend as follows: By adding a new

section to be known as section 2, as follows: "SEC. 2. Any person violating any of the provisions of this Act shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not more than three hundred dollars, or by imprisonment in the county jail for not more than ninety days, or by both such fine and imprisonment." Further amend by changing the section number 2 thereof as follows: "SEC. 3. This Act shall be in full force and effect from and after its passage and approval."

Also, Senate Bill No. 45, which passed the Senate by the following vote: Yeas, 17; nays, none.

Also, Senate Joint Resolution No. 7, which was this day declared an emergency measure and passed the Senate by the following vote: Yeas, 17; nays, none.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

Mr. Jones moved that the Assembly concur in the Senate amendments to Assembly Bill No. 37.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Jones:

Assembly Bill No. 136—An Act authorizing and directing District Courts of the State of Nevada to determine and establish facts relative to vital statistics and other matters relating thereto.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

By Mr. Lewis:

Assembly Bill No. 137—An Act to amend an Act entitled "An Act to amend the title of and to amend an Act entitled 'An Act relating to unemployment compensation, creating unemployment compensation and administration funds and providing for the administration thereof; making an appropriation therefor; defining unemployment and providing compensation therefor; requiring contributions by employers to the Unemployment Compensation Fund; creating the office of director, a board of review, and providing for other officers and employees and defining their powers and duties; and other matters relating thereto,' approved March 23, 1937, and to insert therein two new sections to be known as sections 14½ and 15½," approved March 21, 1939.

Mr. Lewis moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

By Mr. Brooks:

Assembly Bill No. 138—An Act providing for the disposition of certain funds acquired by the State Board of Stock Commissioners incident to the control of predatory animals and rodents.

Mr. Brooks moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

By Mr. Donnelly:

Assembly Bill No. 139—To amend section 1 of an Act entitled "An Act to regulate traffic on the highways of this State, to provide punishment for the violation thereof, and other matters properly connected therewith," being section 4350 Nevada Compiled Laws 1929, approved March 21, 1925, as amended 1929, and as amended 1931.

Mr. Donnelly moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Donnelly:

Assembly Concurrent Resolution No. 5, requesting the Governor to return to the Assembly of the State of Nevada Assembly Bill No. 13 for further consideration.

Resolved by the Assembly of the State of Nevada, the Senate concurring, That the Governor of the State of Nevada be and he is hereby requested to return to the Assembly for further consideration, Assembly Bill No. 13.

Mr. Donnelly moved the adoption of the resolution.

Remarks by Mr. Tandy.

Resolution adopted.

SPECIAL ORDER OF BUSINESS

At 11:15 a. m.

Assembly Substitute for Assembly Bill No. 5.

Mr. Jones moved that Assembly Substitute for Assembly Bill No. 5 be referred to the Committee on Social Welfare.

Remarks by Messrs. Phillips and Jones.

Carried.

INTRODUCTION AND FIRST READING

Senate Bill No. 41.

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

Carried.

Senate Bill No. 45.

Mr. McGuirk moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

Senate Joint Resolution No. 7.

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

Carried.

GENERAL FILE AND THIRD READING

Senate Joint Resolution No. 7.

Remarks by Mr. Mayes.

Roll call on Senate Joint Resolution No. 7:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—38.

NAYS—None.

Absent—Mr. Speaker.

Not voting—Mr. Tandy.

Senate Joint Resolution No. 7 having received a constitutional majority, Mr. Speaker pro tem. declared it adopted.

Assembly Bill No. 65.

Remarks by Mr. Whalen.

Mr. Whalen moved that Assembly Bill No. 65 be laid on the table.

Messrs. Dickerson, McCuistion, and Monroe moved for roll call.

Roll call on tabling Assembly Bill No. 65:

YEAS—Messrs. Carlson, Giroux, Lewis, Smith, Tavelle, Tognoni, Trower, and Whalen—8.

NAYS—Messrs. Alpers, Baker, Boak, Cooper, Covington, Dalbey, Dickerson, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Thompson, and Mrs. Williams—27.

Absent—Messrs. Brooks, Donnelly, and Mr. Speaker—3.

Not voting—Messrs. Brown and Tandy—2.

Motion lost.

Mr. Jones moved that Assembly Bill No. 65 be made a special order of business for Monday, February 24, 1941, at 2 p. m.

Remarks by Messrs. Dickerson, Farndale, Cooper, and Phillips.

Mr. Jones withdrew his motion.

Remarks by Messrs. Dickerson, Tavelle, and Farndale.

Mr. Farndale moved that section 4 be amended by striking out all of line 27 after the word "after" and substitute the word and figures "January 1, 1943."

Remarks by Messrs. Dickerson, Farndale, and Tavelle.

Amendment adopted.

Remarks by Messrs. Monroe, Whalen, and Tognoni.

Mr. Tognoni moved that Assembly Bill No. 65 be made a special order of business for Monday, February 24, 1941, at 2 p. m.

Roll call on motion for special order:

YEAS—Messrs. Alpers, Brooks, Brown, Carlson, Donnelly, Jepson, Johnson, Jones, Giroux, Kleppe, Mayes, McCuistion, McElroy, McGuirk, Munk, Smith, Tavelle, Thompson, Tognoni, Trower, and Whalen—21.

NAYS—Messrs. Baker, Boak, Cooper, Covington, Dalbey, Dickerson, Dow, Farndale, Kelly, Kispert, Lewis, Loomis, Mack, Monroe, Phillips, and Robb—16.

Absent—Mr. Speaker.

Not voting—Mr. Tandy and Mrs. Williams—2.

Mr. Speaker pro tem. declared the motion carried.

Mr. Tandy rose to a point of order that a two-thirds majority was required to set a special order of business.

Mr. Speaker pro tem. sustained the point of order, reversed his decision, and declared the motion lost.

House in recess at 11:47 a. m.

HOUSE IN SESSION

At 12:01 p. m.

Mr. Speaker pro tem. in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Assembly Bill No. 65.

Messrs. Tandy, Loomis, and Brown moved the previous question.

Carried.

Roll call on Assembly Bill No. 65.

YEAS—Messrs. Baker, Boak, Cooper, Covington, Dalbey, Dickerson, Donnelly, Farndale, Giroux, Jepson, Kelly, Kispert, Loomis, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Thompson, and Trower—22.

NAYS—Messrs. Alpers, Brooks, Brown, Carlson, Smith, and Whalen—6.

Absent—Mr. Speaker.

Not voting—Messrs. Dow, Johnson, Jones, Kleppe, Lewis, Mack, Mayes, Tandy, Tavelle, Tognoni, and Mrs. Williams—11.

Assembly Bill No. 65 having received a constitutional majority, Mr. Speaker pro tem. declared it passed, as amended.

Remarks by Messrs. Tognoni and McGuirk.

Mr. McGuirk gave notice that on the next legislative day he would move for the reconsideration of Assembly Bill No. 65.

Remarks by Mr. Brown.

Assembly Bill No. 88.

Mr. Farndale moved to amend section 1, page 1, by inserting after the word "position" in line 10, page 1 of the printed bill, the following: "in which the status of seniority is not recognized by the employer."

Remarks by Mr. Farndale.

Roll call on Assembly Bill No. 88:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Munk, Phillips, Robb, Smith, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—36.

NAYS—None.

Absent—Mr. Monroe and Mr. Speaker—2.

Not voting—Messrs. Baker and Tandy—2.

Assembly Bill No. 88 having received a constitutional majority, Mr. Speaker pro tem. declared it passed, as amended.

The Speaker pro tem. announced the following references of bills:

Assembly Bill No. 136 to Committee on Judiciary.

Assembly Bill No. 137 to Committee on Social Welfare.

Assembly Bill No. 138 to Committee on Livestock.

Assembly Bill No. 139 to Committee on Roads and Highways.

Senate Bill No. 45 to Committee on Judiciary.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 107, hereto attached, is a correct copy of the triplicate thereof in its possession, except that on page 2, line 28, a letter "s" should be added to the word "hour."

Also, Assembly Bills Nos. 108, 109, 110, and 111, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

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

Carried.

MESSAGES FROM THE GOVERNOR

STATE OF NEVADA
EXECUTIVE CHAMBER

CARSON CITY, February 21, 1941.

To the Honorable the Assembly, Carson City, Nevada.

GENTLEMEN: Herewith there is returned to the Assembly, within the constitutional time limit and without my approval, Assembly Bill No. 13, introduced January 28, 1941, by the Mineral County Delegation and entitled:

"An Act fixing the compensation of certain officers of Mineral County in the State of Nevada; regulating the appointments, number, and compensation of their deputies and attachés, and authorizing and directing the County Commissioners of Mineral County to allow and pay compensation of such additional clerks and assistants as may be needed, as other claims against the county, and repealing all Acts and parts of Acts in conflict herewith."

Since this bill reached my desk much has been received in the way of opposition to the enactment of the bill from citizens of Mineral County. This opposition was the subject of a discussion at a conference with the Mineral County Delegation and resulted in their reaching a decision to withdraw the bill from the Executive Office.

The recess of the Senate has made it impossible to pass the necessary concurrent resolution to withdraw the bill from the Executive Office.

As the constitutional limit for my action upon this bill expires tomorrow, at which time it will become a law if not withdrawn or vetoed, I feel compelled to now return the bill to you without my approval.

Very respectfully,

E. P. CARVILLE,
Governor.

Mr. Whalen moved that vetoed Assembly Bill No. 13 and the message be made a special order of business for Monday, February 24, 1941, at 2:30 p. m.

Carried.

Mr. Tognoni moved that the Assembly adjourn until 11 a. m. Monday, February 24, 1941.

Mr. Loomis moved to amend and that when the Assembly adjourn that it do so in honor of George Washington.

Motion carried as amended.

Assembly adjourned at 12:25 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE THIRTY-SIXTH DAY

CARSON CITY (Monday), February 24, 1941.

Assembly called to order at 11 a. m.
Mr. Speaker in the Chair.
Roll called.
All present.
Prayer by the Chaplain, Reverend A. S. Kean.

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

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 113, 114, 115, 116, and 117, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Speaker:

Your Committee of Washoe County Delegation has had Senate Bill No. 7 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

Also, Senate Bill No. 26, and reports favorably on the same, with the recommendation that it do pass.

H. L. COVINGTON, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. McGuirk moved that the vote by which Assembly Bill No. 65 was carried be reconsidered.
Carried.
Mr. Dow moved that Assembly Bill No. 65 be rereferred to Committee on Judiciary.
Remarks by Messrs. McCuistion and Thompson.
Motion lost.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 69 under consideration, and begs leave to report favorably on the same, with the recommendation that the substitute bill be passed.

CLIFFORD A. JONES, *Chairman.*

INTRODUCTION AND FIRST READING

By Mr. Brooks:

Assembly Bill No. 140—An Act authorizing and directing the State Board of Control of the State of Nevada to convey to the United States, for administrative purposes of the Forest Service, Department of Agriculture, certain lands situate in Ormsby County, Nevada, providing the manner of making such conveyance, providing for reconveyance to the State of Nevada in the event of the discontinuance of

its use for such administrative purposes, and other matters properly relating thereto.

Mr. Brooks moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Public Lands.

By Mr. Brooks:

Assembly Bill No. 141—An Act defining the duties of cemetery corporations or associations receiving funds for the perpetual care of a plot or plots, authorizing the investment of such funds in certain classes of securities, providing a penalty for the violation thereof, and repealing all Acts or parts of Acts in conflict herewith.

Mr. Brooks moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Banks and Banking.

By Mr. Covington:

Assembly Bill No. 142—An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada, and to repeal certain Acts relating thereto," approved March 23, 1891, together with the Acts amendatory thereof or supplemental thereto.

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

Carried.

By Messrs. Thompson and Trower:

Assembly Bill No. 143—An Act to amend an Act entitled "An Act to provide under certain conditions for the partial support of mothers and their offspring, giving County Commissioners and District Courts jurisdiction thereof, and repealing all other Acts in relation thereto," approved March 16, 1921.

Mr. Trower moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Social Welfare.

By Mr. Baker:

Assembly Bill No. 144—An Act authorizing the Board of Education of the Las Vegas Union Schools acting for District No. 12 to sell and convey certain real estate to the Immanuel Community Church of North Las Vegas, Nevada.

Mr. Baker moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to a Select Committee of Clark County Delegation.

GENERAL FILE AND THIRD READING

Assembly Joint Resolution No. 4.

Roll call on Assembly Joint Resolution No. 4:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—38.

NAYS—None.

Absent—Mr. Kispert.

Not voting—Mr. Speaker.

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

Assembly Bill No. 76.

Mr. Jones moved that Assembly Bill No. 76 be rereferred to the Committee on Judiciary.

Remarks by Mr. Jones.

Carried.

Assembly Bill No. 77.

Mr. Loomis moved that Assembly Bill No. 77 be referred to Committee on Railroads and Corporations.

Remarks by Messrs. Dalbey, Loomis, and Mayes.

Roll call on motion to refer Assembly Bill No. 77:

YEAS—Messrs. Alpers, Brooks, Dickerson, Donnelly, Dow, Farndale, Giroux, Johnson, Jones, Kelly, Kleppe, Loomis, Mack, McCuistion, McElroy, McGuirk, Monroe, Munk, Robb, Smith, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—25.

NAYS—Messrs. Boak, Cooper, Jepson, and Lewis—4.

Absent—Messrs. Brown, Covington, Kispert, and Phillips—4.

Not voting—Messrs. Baker, Carlson, Dalbey, Mayes, Tandy, Tognoni, and Mr. Speaker—7.

The bill was referred to Committee on Railroads and Corporations.

Assembly Bill No. 65.

Remarks by Messrs. Dickerson and Cooper.

Messrs. Tandy, Loomis and Brown moved the previous question.

Motion lost.

Remarks by Messrs. Thompson, Monroe, and Tognoni.

Mr. Tognoni moved that Assembly Bill No. 65 be laid on the table.

Roll call on motion to lay Assembly Bill No. 65 on the table:

YEAS—Messrs. Brooks, Brown, Dalbey, Dow, Giroux, Kleppe, McElroy, Smith, Tavelle, Tognoni, and Whalen—11.

NAYS—Messrs. Baker, Boak, Carlson, Cooper, Covington, Dickerson, Donnelly, Farndale, Jepson, Johnson, Kelly, Lewis, Loomis, Mack, Mayes, McCuistion, McGuirk, Monroe, Munk, Phillips, and Robb—21.

Absent—Mr. Kispert.

Not voting—Messrs. Alpers, Jones, Tandy, Thompson, Trower, Mrs. Williams, and Mr. Speaker—7.

Motion lost.

Mr. Speaker announced that he had as his guest at the Speaker's desk, former Lieutenant Governor Morley Griswold.

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

Assembly in recess at 11:52 a. m.

HOUSE IN SESSION

At 2 p. m.
Mr. Speaker in the Chair.

GENERAL FILE AND THIRD READING

Assembly Bill No. 65.
Remarks by Mr. Jones.
Messrs. Jones, Baker, and Whalen moved the previous question.
Roll call on Assembly Bill No. 65:

YEAS—Messrs. Baker, Boak, Cooper, Covington, Dickerson, Farndale, Jepson, Kelly, Kispert, Loomis, McGuirk, Monroe, Phillips, and Robb—14.

NAYS—Messrs. Brooks, Brown, Carlson, Donnelly, Dow, Giroux, Johnson, Kleppe, Lewis, Mack, Mayes, McElroy, Munk, Smith, Tavelle, Tognoni, Trower, and Whalen—18.

Absent—Mrs. Williams.

Not voting—Messrs. Alpers, Dalbey, Jones, McCuistion, Tandy, Thompson, and Mr. Speaker—7.

Assembly Bill No. 65 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Substitute for Assembly Bill No. 28, which this day passed the Senate, as amended, by the following vote: Yeas, 17; nays, none. Amend as follows: Strike all of section 5 from the bill.

Also, Senate Concurrent Resolution No. 2, which was adopted by the Senate.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS, AND NOTICES

Senate Concurrent Resolution No. 2.
Mr. Smith moved the adoption of the resolution.
Resolution adopted.

INTRODUCTION AND FIRST READING

By Mr. Boak:
Assembly Joint Resolution No. 6.
Assembly Joint Resolution No. 6, proposing an amendment to section 1 of article XI of the Constitution of the State of Nevada:

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

SECTION 1. The Legislature shall encourage by all suitable means the promotion of intellectual, literary, scientific, mining, mechanical, agricultural, and

moral improvements, and also provide for the election by the people, at the general election, of a Superintendent of Public Instruction, whose term of office shall be four years from the first Monday of January next following said election, and until the election and the qualification of his successor, and whose duties shall be prescribed by law.

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

Carried.

By Messrs. Tognoni and Tandy:

Assembly Bill No. 145—An Act to amend an Act entitled "An Act concerning slot machines, gambling games, and gambling devices; providing for the operation thereof under license; providing for certain license fees and the use of the money obtained therefrom; prohibiting minors from playing and loitering about such games; designating the penalties for violations of the provisions thereof; and other matters properly relating thereto," approved March 19, 1931.

Mr. Tognoni moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Taxation.

By Mr. Baker:

Assembly Bill No. 146—An Act providing for securities covering the deposit of county moneys in banks, defining the duties of certain persons in relation thereto, and other matters properly relating thereto.

Mr. Baker moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Counties and County Boundaries.

By Mr. Whalen:

Assembly Bill No. 147—An Act to amend an Act entitled "An Act concerning crimes and punishments, and repealing certain Acts relating thereto," approved March 17, 1911, together with the Acts amendatory thereof or supplementary thereto.

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

Carried.

By Mr. Brown:

Assembly Bill No. 148—An Act to amend an Act entitled "An Act to provide revenue for the support of the Government of the State of Nevada, and to repeal all Acts and parts of Acts in conflict herewith," approved March 22, 1915, by amending section 23 thereof.

Mr. Brown moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by

title, and referred to a Select Committee of Washoe County Delegation.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Social Welfare has had Assembly Bill No. 96 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass with the proposed amendment, to be known as section 5½. "SEC. 5½. The health officer may designate a qualified representative to carry out the provisions of this Act. In areas where the health officer is not available a law enforcement officer shall carry out the provisions of this Act."

DAVID E. GIROUX, *Chairman.*

Mr. Speaker:

Your Committee of Washoe County Delegation has had Assembly Bill No. 113 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. L. COVINGTON, *Chairman.*

There being no objections, Mr. Speaker and the Chief Clerk signed Senate Bills Nos. 6 and 24.

House in recess at 2:25 p. m.

HOUSE IN SESSION

At 2:30 p. m.

Vetoed Assembly Bill No. 13.

Mr. Speaker presented the question, "Shall the bill pass notwithstanding the Governor's veto?"

Roll call on vetoed Assembly Bill No. 13:

YEAS—None.

NAYS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—36.

Absent—Messrs. Dickerson, McGuirk, and Monroe—3.

Not voting—Mr. Speaker.

The Governor's veto was sustained.

INTRODUCTION AND FIRST READING

By Mr. Brooks:

Assembly Bill No. 149—An Act authorizing the Board of Directors of the State Orphans' Home of the State of Nevada to enter into agreements for the sale, lease, or rental of certain State lands situate in Ormsby County, now under the jurisdiction of said board.

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

Carried.

By Mr. Donnelly:

Assembly Bill No. 150—An Act authorizing and empowering the Board of County Commissioners of Mineral County, State of Nevada, acting as a town board for the town of Hawthorne, Nevada, to issue and sell bonds of the town of Hawthorne, Mineral County, Nevada, for

the purposes of constructing and installing a sewer system in the town of Hawthorne, providing for the levy and collection of taxes for the payment thereof, and other matters properly relating thereto, and providing for an election therefor.

Mr. Donnelly moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Mr. Speaker's desk for reference.

Carried.

The bill was referred to Committee on Counties and County Boundaries.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 5, hereto attached, is a correct copy of the triplicate thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Speaker:

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

M. E. MCCUISTION, *Chairman.*

Mr. Baker moved that the Assembly recess until 4 p. m.

Remarks by Mr. Tognoni.

Carried.

Assembly in recess at 2:45 p. m.

HOUSE IN SESSION

At 4 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, and 131, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 5 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

Amend section 12 of Assembly Bill No. 5, page 4, line 5, by striking out all of section 12 as it appears in lines 5 to 12 of the printed bill, and substitute in lieu thereof the following: "SEC. 12. At least ten days before the hearing copies of the notice of the hearing of a petition for probate and for the issuance of letters must be personally served upon the heirs of the testator and the devisees and legatees named in the will, and all persons named as executors, who are not petitioning, who reside within the State of Nevada, or if any such persons reside without the State of Nevada, then such notice shall be mailed, postage prepaid, from a post office within this State, addressed to such person or persons at their respective places of residence, if known to the petitioner; if not known, such notice shall be addressed and mailed, postage prepaid, to such persons whose addresses are unknown, to the county seat of the county where the proceedings are pending."

Amend section 18 of Assembly Bill No. 5, page 5, line 15, by inserting after the period following the figures "18" the words "The Attorney-General or."

Amend section 112 of Assembly Bill No. 5, on page 35, line 3, by striking out the word "may," and inserting in lieu thereof the word "shall." Further amend section 112 of Assembly Bill No. 5 by striking out in line 4, page 35 of the printed bill, the words "or any part."

Amend section 122 of Assembly Bill No. 5, page 41, line 8, by striking out the words "if a" and all of lines 9, 10, 11, 12, 13, and 14, and by striking out in line 15, page 41, the words "to him, is invested with power to approve or reject it," and insert in lieu thereof the following: "If a judge of the District Court files or presents a claim against any estate of a deceased person, the administration of which is pending before him, such Judge must designate, in writing, some other District Judge of the District Court of the State of Nevada, who, upon the presentation of such claim to him, shall be vested with power to approve or reject it."

Amend section 131 of Assembly Bill No. 5, page 45, line 20, by striking out the word "or" and inserting in lieu thereof the word "of."

CLIFFORD A. JONES, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Loomis moved that Assembly Bill No. 5 be made a special order of business for Wednesday at 2 p. m.

Carried.

INTRODUCTION AND FIRST READING

By Committee on Mines and Mining:

Senate Substitute for Assembly Bill No. 28.

Mr. Tognoni moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Mines and Mining.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Judiciary has had Senate Bills Nos. 4 and 45 under consideration, and begs leave to report on the same, with the recommendation that they be referred to the Committee on Public Welfare.

Also, Assembly Bill No. 59, and reports favorably on the same, with the recommendation that it do pass.

CLIFFORD A. JONES, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Jones moved that Senate Bills Nos. 4 and 45 be referred to the Committee on Social Welfare.

Carried.

Mr. Jones moved that the Assembly adjourn until Tuesday morning, February 25, 1941, at 11 a. m.

Assembly adjourned at 4:10 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE THIRTY-SEVENTH DAY

CARSON CITY (Tuesday), February 25, 1941.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

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

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

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

Carried.

PRESENTATION OF PETITIONS

RFD, RT. 2, S. VERDI ROAD,
RENO, NEVADA, February 24, 1941.

MR. WILLIAM CASHILL, *Speaker of the House, Assembly Chamber, Carson City, Nevada.*

DEAR MR. CASHILL: Enclosed you will please find list of persons who endorse Assembly Bill No. 93. I ask that you promote this bill that provides aid to the needy blind of Nevada. Don't let the Assembly go to sleep on the job. The bill now is in the hands of the Welfare Committee.

Thanking you for your courtesy, I am,

Yours sincerely,

BOB MCCLURE,
Chairman of the Nevada Blind Association.

RENO, NEVADA, February 11, 1941.

MR. WILLIAM CASHILL, *Speaker of the Assembly, Members of the Assembly, Carson City, Nevada.*

GENTLEMEN: There is to be presented at this session of the State Legislature a bill that provides for State aid to the needy blind of Nevada. It warrants your support and the cooperation of each member of your legislative group.

The State of Nevada to date has offered nothing for the promotion of the welfare of the blind. Nevada has no industrial home, no blindcraft, and no assistance compatible to a decent standard of living. This particular bill provides for a grant of up to a maximum of fifty dollars per month for each needy blind person. There are approximately one hundred needy blind in this State who are eligible for this assistance—forty-eight whites and fifty-two Indians.

We, the undersigned, ask you to pass this bill, and at no time reduce the maximum of fifty dollars. Thank you for your cooperation.

[Signatures do not appear in the Journal of the Assembly.]

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 128, 129, 130, 132, 133, 134, 135, 136, 138, and 139, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Speaker:

Your Committee on Counties and County Boundaries has had Assembly Bill No. 43 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 2 of Assembly Bill No. 43, line 5, by striking out the word "appointive," and inserting in lieu thereof the word "deputy."

Also, Assembly Bill No. 36, and reports on the same with the recommendation that the substitute be adopted.

JAS. WHALEN, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 48, which passed the Senate, as amended, by the following vote: Yeas, 14; nays, none; absent, 3. Amend as follows: Amend section 1 by adding after the period in line 28, page 3 of the printed bill, the following: "3b. Beginning at a point on Route 3 approximately five miles southerly from its junction with Routes 17 and 27, thence southerly via the east side of Washoe Lake, connecting again with Route 3 at a point approximately three miles north of Carson City." Further amend the title by adding after the word "Act," line 1 of section 1, "the following being section 5327 N. C. L. 1929."

Also, Senate Bill No. 53, which passed: Yeas, 14; nays, none; absent, 3.

Also, Senate Bill No. 52, which passed: Yeas, 14; nays, none; absent, 3.

Also, Senate Joint Resolution No. 5, which passed: Yeas, 14; nays, none; absent, 3.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

By Committee on Ways and Means:

Assembly Bill No. 151—An Act authorizing and directing the Board of Regents of the University of Nevada to establish a retirement system covering all employees of the University of Nevada and the Public Service Division thereof; authorizing the Board of Regents, with the approval of the State Board of Examiners, to establish rules and regulations for the administration thereof; authorizing the Board of Regents to accept the provisions of the Act of Congress approved March 4, 1940, creating a fund to be known as the University of Nevada retirement plan fund; authorizing the payment of annuities and the purchase of group annuities; defining the duties of the Board of Regents of the University of Nevada, the State Board of Examiners, the State Controller and the State Treasurer in relation thereto; providing and establishing the necessary funds, authorizing the levy of the tax therefor; and other matters relating thereto.

Mr. Baker moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Education.

By Committee on Ways and Means:

Assembly Bill No. 152—An Act to provide for the reconstruction of the heating plant at the University of Nevada; providing for the issuance and sale of bonds therefor, and the redemption thereof.

Mr. Baker moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Building and Construction.

By Mr. Farndale:

Assembly Bill No. 153—An Act to amend an Act entitled "An Act providing for the adoption of a prevailing wage for employment on State, county, city, municipal, or other public work in the State of Nevada, defining prevailing wage, providing a penalty for the violation of the provisions hereof, and other matters properly relating thereto," approved March 24, 1937, by amending the title thereof, amending certain sections, and by inserting a new section therein.

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

Carried.

By Mr. Lewis:

Assembly Bill No. 154—An Act providing for protection of hunters and other persons during the open season for hunting deer in the State of Nevada, and providing a penalty for the violation thereof, and other matters relating thereto.

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

Carried.

By Messrs. Monroe and Carlson:

Assembly Bill No. 155—An Act defining "milk" and certain "milk products," "milk producer," "pasteurization," etc., prohibiting the sale of adulterated and misbranded milk and milk products, requiring permits for the sale of milk and milk products, regulating the inspection of dairy farms and milk plants, the examination, grading, labeling, placarding, pasteurization, regrading, distribution, and sale of milk and milk products, providing for the publishing of milk grades, the construction of future dairies and milk plants, the enforcement of this Act, and fixing the penalties.

Mr. Monroe moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Public Health.

By Mr. Brooks:

Assembly Bill No. 156—An Act to amend an Act entitled "An Act to regulate the sale and use of poisons in the State of Nevada, and providing a penalty for the violation thereof," approved March 24, 1913.

Mr. Brooks moved that rules be suspended, reading so far had

considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Public Health.

By Mr. Mack:

Assembly Bill No. 157—An Act to amend an Act entitled "An Act providing for the division of Douglas County, Nevada, into three county boards of education districts," approved March 26, 1937.

Mr. Mack moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Counties and County Boundaries.

By Mr. Loomis:

Assembly Bill No. 158—An Act to amend an Act entitled "An Act to provide for the incorporation of religious, charitable, literary, scientific, and other associations," approved March 2, 1867, by amending section 3 thereof, and by adding thereto a new section to be known as section 9.

Mr. Loomis moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Judiciary.

By Mr. Loomis:

Assembly Bill No. 159—An Act to amend sections 9 and 10 of an Act entitled "An Act authorizing owners of land to lay out and plat such land into lots, streets, alleys, and public places, and providing for the approval and filing of maps or plats thereof," approved March 15, 1905.

Mr. Loomis moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Judiciary.

By Mr. Loomis:

Assembly Bill No. 160—An Act authorizing and empowering the Board of County Commissioners of Washoe County, Nevada, to convey to the city of Reno certain lands situated in Washoe County, Nevada.

Mr. Loomis moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to a Select Committee of Washoe County Delegation.

GENERAL FILE AND THIRD READING

Senate Bill No. 7.

Remarks by Messrs. Covington and Loomis.

Roll call on Senate Bill No. 7:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—38.

NAYS—None.

Absent—Mr. Carlson.

Not voting—Mr. Speaker.

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

Senate Bill No. 26.

Remarks by Mr. Covington.

Roll call on Senate Bill No. 26:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—36.

NAYS—Mr. Tandy.

Absent—Messrs. Carlson and Tognoni—2.

Not voting—Mr. Speaker.

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

Assembly Substitute for Assembly Bill No. 69.

Remarks by Messrs. Jones and Boak.

Mr. Loomis moved the adoption of the substitute bill for Assembly Bill No. 69.

Remarks by Messrs. Boak and Jones.

Substitute adopted.

Roll call on Assembly Substitute for Assembly Bill No. 69:

YEAS—Messrs. Alpers, Baker, Boak, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Lewis, Loomis, Mack, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Thompson, Trower, Whalen, and Mrs. Williams—31.

NAYS—Messrs. Kleppe and Tavelle—2.

Absent—Messrs. Brown, Carlson, and Tognoni—3.

Not voting—Messrs. Brooks, Giroux, McCuistion, and Mr. Speaker—4.

Assembly Substitute for Assembly Bill No. 69 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 96.

Mr. Giroux moved the adoption of the committee amendment.

Amendment adopted.

Mr. Boak moved that section 1 be amended by inserting after the word "habitation" in line 6, page 1, the words "in any city or town having a population of five hundred (500) or more."

Remarks by Messrs. Boak and Giroux.

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

Assembly in recess at 12:03 p. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Fish and Game has had Assembly Bill No. 63 under consideration, and begs leave to report without recommendation.

Also, Assembly Bill No. 131, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Assembly Bill No. 131 by striking out "district No. 2" in line 3, page 2 of the printed bill, and substituting therefor "districts numbers 2 and 11."

AMOS A. DOW, *Chairman.*

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bill No. 137, Assembly Substitute for Assembly Bill No. 36, Assembly Substitute for Assembly Bill No. 57, and Assembly Concurrent Resolution No. 4, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Kispert moved that Assembly Bill No. 131 be declared an emergency measure and placed at the top of the file for third reading and final passage.

Carried.

By Mr. Smith:

Assembly Bill No. 161—An Act to amend section 4782, Nevada Compiled Laws 1929, of an Act entitled "An Act relating to officers, their qualifications, times of election, terms of office, official duties, resignations, removals, vacancies in office, and the mode of supplying the same, misconduct in office, and to enforce official duty," approved March 9, 1866, together with the Acts amendatory thereof or supplemental thereto.

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

Carried.

By Mr. Dow:

Assembly Joint Resolution No. 7, relative to memorializing and petitioning congress to enact legislation giving to draftees and others entering the military and naval service of the United States adequate insurance protection for themselves in the form of permanent total disability insurance as well as life insurance protection:

WHEREAS, From 1919 up to and including October 8, 1940, persons entering the military and naval service of the United States were given the privilege of applying for United States Government (converted) life insurance, including the permanent total disability features thereof, which protected the soldier himself; and

WHEREAS, Congress in the passage of the National Service Life Insurance Act of 1940, approved October 8, 1940, provided in section 611 of said Act that, "No United States Government life insurance shall be granted hereafter to any person under the provisions of section 300 of the World War Veterans Act of 1924, as amended"; and

WHEREAS, The National Service Life Insurance Act does not provide permanent total disability benefit features or protection for the soldier himself, and protects only the dependents and near relatives of the soldier; and

WHEREAS, It is estimated that ninety percent of those hereafter entering the military and naval service will be without dependents and therefore not in need of such insurance, but are in need of insurance with permanent total disability features protecting the soldier himself; and

WHEREAS, Experience during and since the World War has adequately proved and demonstrated the merits of permanent total disability features of Government insurance, particularly as relates to the so-called "misconduct" cases, which are noncompensable for both compensation and pension, thereby taking care of those unfortunates who would otherwise be thrown upon the local communities for care and sustenance; and

WHEREAS, It appears that in the passage of the National Service Life Insurance Act of 1940, including section 611 thereof which prevented further application for United States Government life insurance with total permanent disability features thereof, those persons, including National Guard units entering Federal service after October 8, 1940, were discriminated against and were denied the privilege of taking out United States Government (converted) life insurance with permanent total disability features thereof, whereas those persons, including National Guard units entering Federal service prior to October 8, 1940, were allowed and permitted to take out such insurance; and

WHEREAS, We believe in order to give to every commissioned officer and enlisted man and every member of the Army Nurses Corps (female) and the Navy Nurses Corps (female) when employed in active service under the War Department or Navy Department, proper protection for themselves and their dependents, the United States should again permit such persons, including draftees, the opportunity to apply for and be granted either National Service life insurance or United States Government (converted) life insurance with permanent total disability features as now constituted; now, therefore, be it

Resolved by the Assembly and the Senate of the State of Nevada, jointly, That the Legislature of the State of Nevada hereby memorializes and petitions Congress to enact legislation which will provide that such persons so entering the military and naval service of the United States, including draftees, shall be given the opportunity of taking either National Service life insurance or United States Government (converted) life insurance, including the permanent total disability features thereof; and be it further

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

Mr. Dow moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Speaker's desk for reference.

The resolution was referred to the Committee on Military and Indian Affairs.

By Mr. Loomis:

Assembly Bill No. 162—An Act to amend an Act entitled "An Act to regulate proceedings in criminal cases in this State and to repeal all other Acts relating thereto," approved March 17, 1911, together with the Acts amendatory thereof or supplemental thereto.

Mr. Loomis moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Judiciary.

Senate Bill No. 53.

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

Carried.

Senate Bill No. 48.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Roads and Highways.

Senate Bill No. 52.

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

Carried.

Senate Joint Resolution No. 5.

Mr. Brooks moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Speaker's desk for reference.

Carried.

The resolution was referred to Committee on Roads and Highways.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Select Committee of Nye County Delegation has had Assembly Bill No. 130 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

R. F. ROBB, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 131.

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

Remarks by Messrs. Dalbey, Brown, and Monroe.

Amendment adopted.

Remarks by Mr. Dalbey.

Roll call on Assembly Bill No. 131:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy,

McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—38.
NAYS—None.
Absent—Mr. Carlson.
Not voting—Mr. Speaker.

Assembly Bill No. 131 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 96.
Mr. Boak withdrew his amendment to Assembly Bill No. 96.
Remarks by Messrs. Phillips and Cooper.
Roll call on Assembly Bill No. 96:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—37.
NAYS—None.
Absent—Messrs. Carlson and Monroe—2.
Not voting—Mr. Speaker.

Assembly Bill No. 96 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 113.
Remarks by Mr. Brooks.
Roll call on Assembly Bill No. 113:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Cooper, Covington, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—35.
NAYS—None.
Absent—Messrs. Carlson, Dalbey, Monroe, and Tognoni—4.
Not voting—Mr. Speaker.

Assembly Bill No. 113 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Joint Resolution No. 4.
Remarks by Messrs. Mack and Tavelle.
Roll call on Senate Joint Resolution No. 4:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—36.
NAYS—None.
Absent—Messrs. Baker, Carlson, and Tognoni—3.
Not voting—Mr. Speaker.

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

Assembly Bill No. 59.
Remarks by Mr. Dalbey.

Roll call on Assembly Bill No. 59:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—36.

NAYS—None.

Absent—Messrs. Baker, Carlson, and Tognoni—3.

Not voting—Mr. Speaker.

Assembly Bill No. 59 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Jones moved that the Assembly recess until 4 p. m.

Carried.

Recess at 2:53 p. m.

HOUSE IN SESSION

At 4 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Trade and Manufactures has had Assembly Bill No. 79 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

FRED PHILLIPS, *Chairman.*

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 140, 141, 142, 143, 144, 146, 147, 148, and Assembly Joint Resolution No. 6 hereto attached, are correct copies of the triplicates thereof in its possession.

Also, that bound copy of Assembly Bill No. 145 should be corrected on page 2, line 25, of the bound copy, by striking the word "there" and inserting in lieu thereof the word "three." It will then be a correct copy of the triplicate thereof in its possession.

DOUG TANDY, *Chairman.*

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

Carried.

Mr. Speaker:

Your Committee on Roads and Highways has had Assembly Bill No. 132 under consideration, and begs leave to report on the same with the recommendation that it be referred to the Committee on Ways and Means.

Also, Assembly Bill No. 91, and reports favorably on the same, with the recommendation that it do pass, as amended.

Amend section 4 of Assembly Bill No. 91 by inserting the word "highway" after "State" on page 3, line 14.

Amend section 5 of Assembly Bill No. 91 by striking the word "and" and changing the semicolon in line 26, page 4 of the printed bill, to a comma and adding: "and fix salaries in accordance with the provisions of this Act."

Amend section 7 of Assembly Bill No. 91 by changing the semicolon in line 24, page 5 of the printed bill, to a comma and adding "except the auditor of the department, who shall report to and be directly responsible to the commission."

Amend section 10 of Assembly Bill No. 91 by striking the word "commissioner" and the comma in line 11, page 7 of the printed bill, and amend section

33 by inserting the word "highway" after the word "State" in line 28, page 28 of the printed bill.

Amend section 13 of Assembly Bill No. 91 by striking the rest of the sentence after the word "which" in line 21, page 8, and substituting "may be added to by legislative Act," and further substituting for the words "and accepted by the commission," in line 28 the words "by the Legislature."

Amend section 15 of Assembly Bill No. 91 by striking the period in line 24, page 18 of the printed bill, inserting a semicolon in lieu thereof and the following: "*provided*, the consent of the Board of County Commissioners of the county in which said land involved is located shall have been first obtained."

Amend section 22 of Assembly Bill No. 91 by placing a period after the word "taxes" in line 10, page 21 of the printed bill, and striking the balance of lines 10 and 11; further in line 17, page 21, change semicolon to comma and add the words "not inconsistent with the laws of Nevada and the provisions of this Act."

Amend section 25 of Assembly Bill No. 91 by substituting a comma for the word "and" in line 6, page 25 of the printed bill, changing the semicolon after word "termini" to a comma, and adding the words "itemized details of materials and labor anticipated to be expended."

Amend section 28 of Assembly Bill No. 91 by correcting the spelling of the word "contributed" in line 6, page 27.

Amend title of Assembly Bill No. 91 by adding after the comma in line 5 the following: "providing for the designation of State highways, setting up a State Highway fund, budget and accounting procedure," and after striking the period in line 5, add a comma and the following: "and repealing all Acts and parts of Acts in conflict therewith."

EARL MAYES, *Chairman.*

Mr. Speaker:

Your Committee on Taxation has had Assembly Bill No. 58 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. L. COVINGTON, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Mayes moved that Assembly Bill No. 132 be referred to the Committee on Ways and Means.

Carried.

Mr. Jones moved that the Assembly adjourn until Wednesday, February 26, 1941, at 11 a. m.

Carried.

Assembly adjourned at 4:08 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE THIRTY-EIGHTH DAY

CARSON CITY (Wednesday), February 26, 1941.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Mr. Jepson and Mr. Carlson, who were excused.

Prayer by Guest Chaplain, Reverend C. H. Sloan of Clark County.

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

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

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

NYE W. TOGNONI, *Chairman.*

Mr. Speaker:

Your Committee on State Prison has had Assembly Bill No. 23 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Assembly Bill No. 23 by inserting a period in lieu of the comma as it appears in line 6, page 1 of the printed bill, following the word "employees." Strike out the word "including" and insert in lieu thereof the words: "He shall also engage."

Also, Assembly Bill No. 41, and reports unfavorably on the same, with the recommendation that it do not pass.

M. E. MCCUISTION, *Chairman.*

Mr. Speaker:

Your Select Committee of Lyon County Delegation has had Senate Bills Nos. 52 and 53 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass. ERNEST ALPERS, *Chairman.*

INTRODUCTION AND FIRST READING

By Mr. Dalbey:

Assembly Bill No. 163—An Act to amend an Act entitled "An Act to amend the title of and to amend an Act entitled 'An Act relating to unemployment compensation, creating unemployment compensation and administration funds and providing for the administration thereof; making an appropriation therefor; defining unemployment and providing compensation therefor; requiring contributions by employers to the unemployment compensation fund; creating the office of director, a board of review, and providing for other officers and employees and defining their powers and duties; and other matters relating thereto,' approved March 23, 1937, and to insert therein two new sections to be known as sections 14½ and 15½," approved March 21, 1939, adding thereto four sections to be numbered 14.2, 14.3, 14.4, and 18.1, and repealing section 15½ thereof.

Mr. Dalbey moved that rules be suspended, reading so far had

considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Social Welfare.

Carried.

By Churchill County Delegation:

Assembly Bill No. 164—An Act to amend an Act entitled "An Act regulating mills, reduction works, samplers, smelters, and other persons purchasing, treating or shipping ores and bullion for others, and providing a penalty for the violation hereof," approved March 21, 1925, by adding a new section thereto.

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

Carried.

By Committee on Taxation:

Assembly Bill No. 165—An Act to amend an Act entitled "An Act in relation to public revenues, creating the Nevada Tax Commission and the State Board of Equalization, defining their powers and duties, and matters relating thereto, and repealing all Acts and parts of Acts in conflict herewith.

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

Carried.

By Mr. Mack:

Assembly Bill No. 166—An Act making an appropriation to enable Agricultural District No. 1 to conduct a fair for the years 1941 and 1942.

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

Carried.

By Committee on Roads and Highways:

Assembly Bill No. 167—An Act to promote public safety, and prohibiting the display of certain signs, signals, and lights on or near regularly designated and constructed highways in the State of Nevada, declaring such signs, signals, and lights to be a public nuisance, and providing for the removal or abatement thereof, and other matters relating thereto.

Mr. Mayes moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Counties and County Boundaries.

By Mr. Whalen:

Assembly Bill No. 168—An Act relating to assignments by employees to labor unions, defining the duties of employers in relation thereto, and other matters properly connected therewith.

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

Carried.

By Mr. Whalen:

Assembly Bill No. 169—An Act authorizing the Labor Commissioner of the State of Nevada to employ an attorney at law, defining the duties of such attorney and fixing his compensation, and other matters relating thereto.

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

Carried.

By Committee on Labor:

Assembly Bill No. 170—An Act to amend an Act entitled "An Act creating the office of Labor Commissioner of this State, providing for the appointment of such commissioner and other employees, defining their duties and fixing their compensation, and providing a penalty for the violation of its provisions, and other matters relating thereto," approved March 24, 1915, together with the Acts amendatory thereof or supplementary thereto.

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

Carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body, Assembly Bill No. 52 which this day passed the Senate by the following vote: Yeas, 15; nays, none; absent, 2.

Also, Senate Bill No. 34, which passed as amended: Yeas, 15; nays, none; absent, 2. Amend as follows: On page 2, line 9, after the comma following after the figures 1931 insert "being sections 970 to 970.35 N. C. L. 1929."

F. BUCKINGHAM,
Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

Senate Bill No. 34.

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

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 43.

Mr. Whalen moved the adoption of the committee amendment to section 2.

Amendment adopted.

Remarks by Messrs. Giroux and Covington.

Mr. Loomis moved that section 2 be amended by adding after the

comma following the word "days," line 9, page 1 of the printed bill, the words "in each year of employment."

Amendment adopted.

Remarks by Messrs. Giroux, Covington, and Whalen.

Mr. Whalen moved that Assembly Bill No. 43 be placed at the bottom of the general file.

Carried.

Remarks by Mr. Loomis.

Assembly Substitute for Assembly Bill No. 36.

Remarks by Mr. Monroe.

Roll call on Assembly Substitute for Assembly Bill No. 36:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—37.

NAYS—None.

Absent—Messrs. Carlson and Jepson—2.

Not voting—Mr. Speaker.

Assembly Substitute for Assembly Bill No. 36 having received a constitutional majority, Mr. Speaker declared it passed.

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

Carried.

Assembly recessed at 11:54 a. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Assembly Bill No. 5.

Remarks by Mr. Loomis.

Mr. Loomis moved the adoption of the committee amendment to section 12.

Amendment adopted.

Mr. Jones moved the adoption of the committee amendment to section 18.

Remarks by Mr. Boak.

Amendment adopted.

Mr. Jones moved the adoption of the committee amendment to section 112.

Amendment adopted.

Mr. Loomis moved the adoption of the further amendment to section 112.

Remarks by Mr. Loomis.

Amendment adopted.

Mr. Dalbey moved to amend section 120 of Assembly Bill No. 5 by striking out the figure "7" in front of the character "%" in line 11,

page 40 of the printed bill, and substituting therefor the figure "3."

Remarks by Messrs. Loomis and Dalbey.

Amendment adopted.

Mr. Loomis moved the adoption of the amendment to section 122.

Amendment adopted.

Mr. Jones moved the adoption of the amendment to section 131.

Amendment adopted.

Mr. Jones moved that the Assembly resolve itself into a Committee of the Whole to consider Assembly Bill No. 5.

Mr. McElroy amended the motion that the Speaker remain in the Chair as Chairman of the Committee of the Whole.

Motion carried, as amended.

COMMITTEE OF THE WHOLE

At 2:35 p. m.

Mr. Speaker in the Chair.

Quorum present.

HOUSE IN SESSION

At 2:50 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee of the Whole has had Assembly Bill No. 5 under consideration, and begs leave to report unfavorably on the same, without recommendation.

WM. J. CASHILL, *Chairman.*

Further consideration of Assembly Bill No. 5.

Remarks by Messrs. Kleppe, Jones, Loomis, and Monroe.

Roll call on Assembly Bill No. 5:

YEAS—Messrs. Alpers, Boak, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Johnson, Jones, Kelly, Kispert, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—30.

NAYS—Mr. Giroux.

Absent—Messrs. Baker, Carlson, Jepson, and Tognoni—4.

Not voting—Messrs. Brooks, Brown, Kleppe, Smith, and Mr. Speaker—5.

Assembly Bill No. 5 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 131, which passed, as amended, by the following vote: Yeas, 14; nays, none; absent, 3. Amend as follows: Section 1, line 2, page 2, following the comma after the word "lake" insert the words "and Washoe Lake." Further amend in line 7, page 2 of the printed bill, by striking the figures "11" and insert in lieu thereof the figures "10."

F. BUCKINGHAM,
Assistant Secretary of the Senate.

Mr. Kispert moved that the Assembly concur in the Senate amendments to Assembly Bill No. 131.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 149, 150, 151, 152, 153, 154, 156, 157, 158, 159, 160, 161, and 162, and Assembly Joint Resolution No. 7, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 10, 37, 39, and 53 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

DENVER DICKERSON, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 76 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

CLIFFORD A. JONES, *Chairman.*

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bills Nos. 86, 97, and 132 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

C. D. BAKER, *Chairman.*

Mr. Speaker:

Your Committee on Roads and Highways has had Senate Bill No. 41 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 2 of Senate Bill No. 41 by striking out all of section 2 on page 2 and inserting in lieu thereof: "Any person violating any of the provisions of this Act shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not more than three hundred dollars or less than one hundred dollars, or by imprisonment in the county jail for not more than ninety days or less than fifteen days or by both such fine and imprisonment." Amend title of Senate Bill No. 41 by substituting the word "of" for the word "by" in line 1; further amend title by substituting the word "at" for the word "of" as used the first time in line 2.

EARL MAYES, *Chairman.*

MESSAGES FROM THE GOVERNOR

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

GENTLEMEN: I am submitting to your honorable body a tentative six year improvement program prepared by the National Resources Planning Board for the Nevada State Planning Board for your consideration.

This report has been prepared from data and information obtained from the heads of the institutions mentioned therein.

In making the request to the Planning Board for this program I had in mind that a systematic plan could be outlined for the consideration of the Legislature and the State officials for future improvements.

The plan is tentative and subject to consideration and discussion. There is no thought on my part to urge the adoption of the plan in its entirety, but considered it might be of benefit now and in the future in taking care of necessary improvements suggested by the departments covered.

At a later date a complete program will be outlined. The complete program will not be finished prior to the adjournment of the Legislature but will be available for future use.

Respectfully yours,

E. P. CARVILLE,
Governor.

Mr. McCuistion moved that the message from the Governor be printed.

Carried.

There being no objections Mr. Speaker and the Chief Clerk signed Assembly Bills Nos. 10, 37, 39, and 53.

GENERAL FILE AND THIRD READING

Assembly Bill No. 63.

Mr. Jones moved to amend section 1 of Assembly Bill No. 63 by striking out the word "however," and both commas following the word "however."

Amendment adopted.

Remarks by Mr. Jones.

Mr. Cooper moved to amend section 2 by striking out the words "its passage and approval," following the word "after," and substitute the word and figures "July 1, 1942."

Remarks by Messrs. Lewis and Cooper.

Amendment adopted.

Roll call on Assembly Bill No. 63:

YEAS—Messrs. Baker, Boak, Cooper, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Johnson, Jones, Kelly, Kispert, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—32.

NAYS—Messrs. Brooks, Brown, and Kleppe—3.

Absent—Messrs. Carlson, Covington, and Jepson—3.

Not voting—Mr. Alpers and Mr. Speaker—2.

Assembly Bill No. 63 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

There being no objections, Mr. Speaker and the Chief Clerk signed Senate Bill No. 26 and Senate Joint Resolution No. 4.

Assembly Bill No. 130.

Remarks by Mr. Robb.

Roll call on Assembly Bill No. 130:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Cooper, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—36.

NAYS—None.

Absent—Messrs. Carlson, Covington, and Jepson—3.

Not voting—Mr. Speaker.

Assembly Bill No. 130 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 79.

Mr. Monroe moved that Assembly Bill No. 79 be referred to the Committee on Trade and Manufactures.

Remarks by Messrs. McCuistion, Monroe, and Loomis.

Carried.

Assembly Bill No. 91.

Mr. Baker moved that Assembly Bill No. 91 be referred to the Committee on Roads and Highways.

Carried.

Assembly Bill No. 58.

Remarks by Messrs. Kispert, Brooks, Lewis, Tognoni, Jones, Dalbey, and Loomis.

Mr. Covington moved to amend by striking out section 2.

Amendment adopted.

Mr. McElroy moved to amend section 1 by striking out the words and figures "one hundred (100)" and inserting therefor the word and figures "fifty (50)" in line 13, page 9 of the printed bill.

Remarks by Messrs. Boak, Kispert, McCuistion, Brooks, Smith, and Whalen.

Messrs. Jones, Whalen, and Robb moved the previous question on the amendment.

Amendment adopted.

Mr. Dalbey moved to further amend section 1 by inserting in line 11 the words "one time in a newspaper of general circulation published in affected county," between the words "published" and "in."

Remarks by Messrs. Dalbey, Jones, Covington, McCuistion, and Tognoni.

Amendment lost.

Mr. Loomis moved that Assembly Bill No. 58 be referred to the Committee on Judiciary.

Carried.

Assembly Bill No. 43.

Mr. Giroux moved that Assembly Bill No. 43 be referred to the Committee on Counties and County Boundaries.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Baker:

Assembly Bill No. 171—An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada; to control, license and regulate the importation and sale of wines, beers and intoxicating liquors into and within the State of Nevada; to provide for the issuance of importers' and wholesalers' licenses; to impose a stamp tax on the sale of such wines, beers, and intoxicating liquors; to provide for State licenses, designating the type of licenses to be issued, the fee for such licenses, and persons to pay the same, the manner of collection thereof, and prescribing the duties to be performed by State and county officials in connection therewith; the disposition and apportionment of the funds derived therefrom; and all other matters relating thereto; to provide penalties for the violation thereof; and to repeal all Acts or parts of Acts in conflict herewith," approved March 30, 1935, together with the Acts amendatory thereof and supplemental thereto.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Taxation.

By Churchill County Delegation:

Assembly Bill No. 172—An Act to amend an Act entitled "An Act regulating the sale of agricultural seeds; designating the State quarantine officer as the administrator of this Act and defining his powers and duties; defining agricultural seeds, noxious weeds, weed seeds, diseases and labels; providing for the labeling of agricultural seeds; setting certain standards of purity and germination for agricultural seeds and providing for the testing thereof; making an appropriation for carrying out the provisions of this Act, providing penalties for the violation thereof, and other matters properly relating thereto," approved March 29, 1929.

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

By Lincoln County Delegation:

Assembly Bill No. 173—An Act concerning and relating to Lincoln County officers, providing for the appointment of their deputies, and defining the duties of said officers and deputies, and fixing their compensation, approved March 24, 1937.

Mr. Thompson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to a Select Committee of Lincoln County Delegation.

By Mr. Trower:

Assembly Bill No. 174—An Act requiring railroad corporations within the State of Nevada maintaining and operating repair shops therein, to repair, rebuild, renovate, and reconstruct all rolling stock, defective or broken coaches, cars, locomotives, or other equipment owned, leased or operated by said railroad corporations within the State, in the repair shops located in this State; requiring the construction of suitable shops, buildings, or shelter therefor, providing a penalty for the violation hereof, and other matters relating thereto.

Mr. Trower moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Corporations and Railroads.

By Committee on Education:

Assembly Bill No. 175—An Act to amend an Act entitled "An Act fixing the compensation of certain deputies in the several offices of this State, and repealing all Acts and parts of Acts in conflict herewith," approved March 25, 1929.

Mr. Smith moved that rules be suspended, reading so far had

considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Ways and Means.

By Mr. Brooks:

Assembly Bill No. 176—An Act to amend an Act entitled "An Act regulating the salaries of certain employees in the various State offices and departments," approved March 30, 1929, as amended March 24, 1931, and further amended March 29, 1937.

Mr. Brooks moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Ways and Means.

Mr. Jones moved that the Assembly adjourn until Thursday, February 27, 1941, at 11 a. m.

Carried.

Assembly adjourned at 3:55 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE THIRTY-NINTH DAY

CARSON CITY (Thursday), February 27, 1941.

Assembly called to order at 11 a. m.
Mr. Speaker in the Chair.
Roll called.
All present except Mr. Baker, who was excused.
Prayer by the Chaplain, Reverend A. S. Kean.

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

COMMUNICATIONS

RIDGE LANDS
2620 FOXHALL ROAD, N. W.
WASHINGTON, D. C.

February 22, 1941.

MY DEAR MR. SPEAKER: I am deeply moved by the high tribute to Senator Pittman contained in Assembly Resolution No. 11 introduced by Messrs. Robb, Jones, and Loomis on January 28, 1941.

Key loved our State and its people, and I am proud to have the expression of their representatives. I shall keep this resolution always, or place it in the custody of some historical society.

Very sincerely yours,

(MRS. KEY) MIMOSA PITTMAN.

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

INTRODUCTION AND FIRST READING

By Mr. Dickerson:

Assembly Bill No. 177—An Act to protect the public health; providing for the granting of State financial aid to Carson City for, and for the payment of, the State's share of the cost of a sewage disposal plant at or near Carson City, and making an appropriation therefor.

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

By Mr. Dickerson:

Assembly Bill No. 178—An Act supplementary to an Act entitled "An Act to incorporate Carson City," approved February 25, 1875; providing for the construction, establishment and operation of a sewage disposal plant and connections for Carson City, Nevada; the submission of the question of creating bonded indebtedness therefor to the qualified electors of said city; the issuance and sale or disposal of bonds of said city therefor; the payment thereof by the levy and

collection of taxes; the acceptance and use of Federal or other grants, aids, donations and funds therefor, and other matters properly connected therewith.

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

Carried.

By Mr. Dickerson:

Assembly Bill No. 179—An Act to provide for extensions and improvements of the sewer system of Carson City, Nevada; declaring an emergency; authorizing an emergency loan therefor on certain conditions; providing for the contribution by the State of part of the cost thereof; making an appropriation therefor, and other matters properly connected therewith.

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

Carried.

By Mr. Dickerson:

Assembly Bill No. 180—An Act to further amend an Act entitled "An Act to incorporate Carson City," approved February 25, 1875.

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

Carried.

By Messrs. Farndale and Jones:

Assembly Bill No. 181—An Act to amend an Act entitled "An Act to create a State Board of Health, defining their duties, prescribing the manner of the appointments of its officers, fixing their compensation, making an appropriation for the support of said board, establishing County Boards of Health, requiring certain statements to be filed, defining certain misdemeanors and providing penalties therefor, and other matters relating thereto," approved March 27, 1911, as amended 1913, 1915, 1919, 1937, and 1939, by amending sections 7, 14, 15, and 24, thereof, and by adding thereto new sections to be known as sections 20a, 25a, 42, 43, 44, 45, 46, 47, and 48.

Mr. Farndale moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Public Health.

By Mr. Whalen:

Assembly Bill No. 182—An Act to amend an Act entitled "An Act concerning public schools, and repealing certain Acts relating thereto," approved March 20, 1911.

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

Carried.

By Mr. Lewis:

Assembly Bill No. 183—An Act to amend an Act entitled "An Act concering public schools, and repealing certain Acts related thereto," approved March 20, 1911, together with the Acts amendatory thereof or supplemental thereto.

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

Carried.

By Mr. Johnson:

Assembly Bill No. 184—An Act creating the office of State Gambling and License Inspector, providing for the appointment of a suitable person therefor, defining his powers and duties, fixing his compensation therefor, and other matters properly relating thereto.

Mr. Johnson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Taxation.

By Mr. Phillips:

Assembly Bill No. 185—An Act to amend an Act entitled "An Act to regulate traffic on the highways of this State, to provide punishment for violation thereof, and other matters properly connected therewith," approved March 21, 1925, together with the Acts amendatory thereof or supplementary thereto.

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

Carried.

By Mr. Jepson:

Assembly Bill No. 186—An Act to amend an Act entitled "An Act to provide a method for voting at any general, special or primary elections by qualified voters who by reason of the nature of their vocation or business or other causes are unavoidably absent from the polls in the county of their residence on the day of election, providing penalties for the violation thereof, and other matters properly connected therewith," approved March 11, 1921, together with the Acts amendatory thereof or supplemental thereto.

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

Carried.

COMMUNICATIONS

OFFICE OF
STATE CONTROLLER
CARSON CITY

February 27, 1941.

The Honorable Assembly, Fortieth Session.

GENTLEMEN: It is my understanding that there are bills pending calling for State bond issue of the denomination of $500. In this connection will you please change the bill so as to read $5,000 instead of $500.

Issuing bonds in the denomination of $500 is a waste of paper, time, and effort as we always redeem bonds to the extent of either five or ten thousand dollars as the case may be.

Respectfully submitted,

HENRY C. SCHMIDT,
State Controller and Ex Officio Insurance Commissioner.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 17, which passed the Senate by the following vote: Yeas, 14; nays, none; absent, 3.

Also, Senate Bill No. 18, which passed: Yeas, 14; nays, none; absent, 3.

Also, Senate Bill No. 19, which passed: Yeas, 14; nays, none; absent, 3.

Also Senate Bill No. 20, which passed, as amended: Yeas, 14; nays, none; absent, 3. Amend as follows: Amend section 2, page 2, lines 15 and 16, by striking out the words "title XV of LV of division third of the civil code," and inserting in lieu thereof the following words: "the Negotiable Instruments Law." Further amend section 5, page 7, line 2, by striking out the parentheses. Further amend section 5d of line 23, page 9 of the printed bill, by striking out the parentheses and insert "(3)" at the beginning of line 32, strike "(3)," line 3, page 10 of the printed bill, and insert in lieu thereof "(a)."

Also, Senate Bill No. 38, which passed, as amended: Yeas, 15; nays, none; absent, 2. Amend as follows: Line 19, page 1 of printed bill, strike the words "one-tenth" and insert in lieu thereof the words "one-fifth."

Also, Senate Bill No. 43, which passed: Yeas, 15; nays, none; absent, 2.

Also, Senate Bill No. 49, which passed: Yeas, 15; nays, none; absent, 2.

Also, Senate Bill No. 50, which passed: Yeas, 15; nays, none; absent, 2.

Also, Senate Joint Resolution No. 6, which passed: Yeas, 15; nays, none; absent, 2.

Also, Senate Bill No. 58, which passed: Yeas, 15; nays, none; absent, 2.

Also, to return Assembly Bill No. 26, which passed as amended: Yeas, 14; nays, none; absent, 3. Amend as follows: After the word "shall," line 22, page 2, the following: "present to such County Clerk within fifteen days after he has been notified of the filing of the above-mentioned affidavit or affidavits, enclosing a copy thereof," and add in lieu thereof the following: "within fifteen days after he has been notified by registered mail and the return receipt thereof has been filed in the office of the County Clerk of the filing of the above-mentioned affidavit or affidavits and a copy thereof enclosed, present to such county clerk."

Also, Assembly Bill No. 61, which passed: Yeas, 14; nays, none; absent, 3.

Also, Assembly Bill No. 72, which passed, as amended: Yeas, 14; nays, none; absent, 3. Amend as follows: Amend section 1, line 8, page 3, by inserting the word "or" after the word "and" in order that the bracketed proposed amendment to the Act shall read "separate and/or community."

Also, Assembly Bill No. 98, which passed: Yeas, 14; nays, none; absent, 3.

Also, Assembly Bill No. 68, which passed: Yeas, 14; nays, none; absent, 3.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Jones moved that the Assembly concur in the Senate amendments to Assembly Bill No. 26.

Remarks by Messrs. Jones and Boak.

Carried.

Mr. Farndale moved that the Assembly concur in the Senate amendments to Assembly Bill No. 72.

Remarks by Mr. Jones.

Carried.

INTRODUCTION AND FIRST READING

By Mr. McCuistion (by request):

Assembly Bill No. 187—An Act to amend an Act entitled "An Act to provide for cooperation of State and county officers and agencies with the Federal Government in relation to grazing lands, for the disposition of money received from the Federal Government, for the creation of State grazing boards to direct and guide disposition of such moneys, and defining their powers and duties, providing for certain duties by State and county officials, and other matters relating thereto," approved March 14, 1939, by amending the title thereof and by inserting a new section therein numbered $2\frac{1}{2}$.

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

Carried.

Senate Bill No. 19.

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

Carried.

Senate Bill No. 58.

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

Carried.

Senate Bill No. 49.

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

Carried.

Senate Bill No. 20.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Judiciary.

Senate Joint Resolution No. 6.

Mr. Carlson moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Speaker's desk for reference.

Carried.

The resolution was referred to Committee on Agriculture.

Senate Bill No. 50.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Public Health.

Senate Bill No. 43.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Judiciary.

Senate Bill No. 38.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Judiciary.

Senate Bill No. 17.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Judiciary.

Senate Bill No. 18.

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

Carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 2.

Mr. Jones moved that Senate Bill No. 2 be referred to Committee on Ways and Means.

Remarks by Messrs. Tognoni, Jones, and McCuistion.

Motion carried.

Assembly Bill No. 23.

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

Amendment adopted.

Mr. Cooper moved the adoption of the committee amendment to section 2.

Amendment adopted.

Roll call on Assembly Bill No. 23:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—38.

NAYS—None.

Absent—Mr. Baker.

Not voting—Mr. Speaker.

Assembly Bill No. 23 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 41.

Mr. Dickerson moved that Assembly Bill No. 41 be indefinitely postponed.

Carried.

Senate Bill No. 52.

Remarks by Mr. Mayes.

Roll call on Senate Bill No. 52:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—37.

NAYS—None.

Absent—Messrs. Baker and Jones—2.

Not voting—Mr. Speaker.

Senate Bill No. 52 having received a constitutional majority, Mr. Speaker declared it passed.

There being no objections Mr. Speaker and the Chief Clerk signed Assembly Bills Nos. 131 and 52 and Senate Bill No. 26.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. McCuistion moved that the Assembly suspend Rule No. 9 for the remainder of this legislative day.

Carried.

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

Carried.

Assembly recessed at 11:55 a. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Senate Bill No. 53.

Remarks by Mr. Alpers.

Roll call on Senate Bill No. 53:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—36.

NAYS—None.

Absent—Messrs. Brown and Smith—2.

Not voting—Mr. Farndale and Mr. Speaker—2.

Senate Bill No. 53 having received a constitutional majority, Mr. Speaker declared it passed.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 112, 164, 165, 166, 167, 168, 169, 170, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Bill No. 131 with the engrossed copy, finds the same correctly enrolled, and has this day delivered the same to the Governor.

DENVER DICKERSON, *Chairman.*

Mr. Speaker:

Your Committee on Livestock has had Assembly Bill No. 138 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

M. E. MCCUISTION, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 76.

Mr. Kelly moved that section 1 be amended by adding after the word "person" in line 24, page 2 of the printed bill, a new sub-paragraph as follows: "Agent" means any person exercising any degree of managerial power.

Remarks by Mr. Jones.

Amendment adopted.

Mr. Kelly moved that section 15 be amended by striking out all of lines 2, 3, and 4 on page 10 of the printed bill.

Remarks by Messrs. Brooks and Loomis.

Amendment adopted.

Mr. Loomis moved that section 20 be amended by striking out all of lines 24 and 25 on page 12 of the printed bill.

Amendment adopted.

Remarks by Messrs. Kelly, Loomis, Lewis, and Tavelle.

Recess at 2:34 p. m.

HOUSE IN SESSION

At 2:41 p. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Assembly Bill No. 76.

Roll call on Assembly Bill No. 76:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, Monroe, Munk, Phillips, Robb, Tognoni, Trower, Whalen, and Mrs. Williams—32.

NAYS—Messrs. Giroux, McGuirk, Smith, and Tavelle—4.

Absent—Mr. Baker.

Not voting—Messrs. Tandy and Thompson, and Mr. Speaker—3.

Assembly Bill No. 76 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Agriculture has had Assembly Bill No. 129 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 46, and reports favorably on the same, with the recommendation that it do pass, as amended.

Amend section 1 of Assembly Bill No. 46, page 1, line 1, by striking out after the period following the figure 1, after the word "section" in line 1, page 1 of the printed bill, all the remainder of section 1 and insert in lieu thereof the following: "It shall be unlawful for any person to hunt with bow and arrow, gun, dog, or trap upon occupied, cultivated, or fenced property of another without first obtaining written permission from the owner, occupant, or agent thereof."

CLIFFORD A. CARLSON, *Chairman.*

Mr. Speaker:

Your Committee on Counties and County Boundaries has had Assembly Bill No. 146 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended: Amend section 2 of Assembly Bill No. 146 by striking out all of section 2.

Also, Assembly Bill No. 157, and begs leave to report favorably on the same, with the recommendation that it do pass.

JAS. WHALEN, *Chairman.*

Mr. Speaker:

Your Committee on Building and Construction has had Assembly Bills Nos. 80, 81, and 89 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

JAMES FARNDALE, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Joint Resolution No. 6 under consideration, and begs leave to report on the same, with the recommendation that it be sent to the Committee on Education.

Also, your Committee on Judiciary has had Assembly Bills Nos. 158, 159, and 162 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

Also, Assembly Bill No. 58, and reports favorably on the same, with the recommendation that it do pass, as amended.

Also, Assembly Bill No. 134, and reports unfavorably on the same, with the recommendation that it do not pass.

CLIFFORD A. JONES, *Chairman.*

Mr. Brooks moved that Assembly Bill No. 129, now on the Chief Clerk's desk, be referred to Committee on Ways and Means.

Carried.

INTRODUCTION AND FIRST READING

By Committee on Judiciary:

Assembly Bill No. 188—An Act to amend section 87 of an Act entitled "An Act to regulate proceedings in criminal cases in this State and to repeal all other Acts in relation thereto," approved March 17, 1911, together with all Acts amendatory thereof or supplemental thereto.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Judiciary.

By Mr. Farndale:

Assembly Bill No. 189—An Act requiring payment of cost of investigation of books, accounts, practices, activities, and appraisals of the properties of public utilities by the public utility investigated or appraised, and the enforcement or defense of any order of the commission against such public utility.

Mr. Farndale moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Taxation.

By Mr. Brown:

Assembly Bill No. 190—An Act to amend an Act entitled "An Act to amend sections 3, 11, 12, 25, 35, 51, 53, 54, 69, 74, 79, 91, and 92 of an Act entitled 'An Act relating to and providing for the protection, propagation, restoration, domestication, introduction, purchase, and disposition of wild animals, wild birds, and fish; creating certain offices, providing the method of selecting the officers therefor, defining the powers and duties of certain officers and other persons; defining certain terms; providing for the licensing of and regulating of hunting, trapping, game farming, and game fishing; authorizing the establishment, control, and regulation of private fish hatcheries, State recreation grounds, sanctuaries, and refuges, and the closing, opening, and shortening of hunting and fishing seasons; regulating the transportation and possession of wild animals, wild birds and game fish; providing for the condemnation of property for certain purposes; providing for instruction in the game laws of this State in the public schools of this State; establishing certain funds and regulating expenditures therefrom, providing penalties for violation thereof, and repealing certain Acts and parts of Acts in conflict therewith,' approved March 29, 1929," approved March 28, 1933.

Mr. Brown moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Fish and Game.

By Mr. Carlson:

Assembly Bill No. 191—An Act to amend an Act entitled "An Act to require certificates of title for registered motor vehicles, to facilitate the recovery of stolen or unlawfully taken motor vehicles, trailers or semitrailers; to prescribe the powers and duties of the motor vehicle department; to impose penalties for violations of this Act, and to make uniform the law relating to the subject matter of this Act," approved March 29, 1929, as amended March 27, 1931.

Mr. Carlson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Roads and Highways.

By Mr. Carlson:

Assembly Bill No. 192—An Act authorizing and directing the Surveyor General to have all State Land Patents recorded in county in which land is situate before releasing same to patentee.

Mr. Carlson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Public Lands.

By Mr. Lewis:

Assembly Joint Resolution No. 8, memorializing Congress to issue a special stamp in commemoration of the memory of the late Senator Key Pittman:

WHEREAS, The people of the State of Nevada wish to express their respect and admiration for their late Senior Senator and to acknowledge their esteem for the great services he performed twenty-eight years in Washington; and

WHEREAS, As a great leader and an international figure he was a great influence in the powerful Foreign Relations Committee and at the time of his death was Vice President pro tempore of the U. S. Senate; now, therefore, be it

Resolved by the Senate and Assembly of the State of Nevada, That the Congress of the United States be and it is hereby memorialized to issue, or cause to be issued, a special stamp containing appropriate reference to the late Senator Key Pittman; and be it further

Resolved, That our Senators in the United States Senate, our Representative in Congress, and the Postmaster General of the United States be urged to use all legitimate means to the furtherance of the object of this resolution; and be it further

Resolved, That duly certified copies of this resolution be transmitted by the Secretary of the State of Nevada to each of our Senators, to our Representative in Congress, to the President of the United States, to the Speaker of the House of Representatives, and to the Postmaster General of the United States.

Mr. Lewis moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Speaker's desk for reference.

Carried.

The resolution was referred to a Select Committee of Nye County Delegation.

By Mr. Johnson:

Assembly Bill No. 193—An Act regulating the character of trucks and trailers to be used in transportation of livestock and other matters relating thereto.

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

Carried.

By Mr. Brooks:

Assembly Bill No. 194—An Act to prohibit the sale of merchandise to pupils in the public schools, to be used in connection with the studies or school activities, by any superintendent, principal, teacher, or other employee in the public schools, and providing a penalty for the violation thereof.

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

Carried.

By Mr. Brooks:

Assembly Bill No. 195—An Act providing for the adoption and registration of names and marks or other devices on garments, towels, table linen, other linen supplies, milk bottles, cases, cans, and other returnable containers used in the rendition of a rental service as indicia of ownership and to protect the owners thereof.

Mr. Brooks moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Trade and Manufactures.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Jones moved that the Assembly recess until 4:30 p. m.

Mr. Whalen moved to amend, and that the Assembly adjourn until 11 a. m. on the next legislative day.

Mr. Whalen withdrew his motion to recess until tomorrow morning at 11 a. m.

Carried.

Recess at 3:01 p. m.

HOUSE IN SESSION

At 4:30 p. m.

Mr. Speaker in the Chair.

Quorum present.

MOTIONS, RESOLUTIONS, AND NOTICES

To Mrs. Helen Williams, Member of the Fortieth Session of the Nevada Legislature.

At a meeting last night largely attended by the members of the Assembly, from which, for obvious reasons, you were absent in person, yet in kind and

respectful thoughts and memories you were present. Your value to your constituents, your earnestness of purpose, and your friendliness has endeared you to all the members of this body, and out of the thought of that respect and endearment it was directed that a small token of our regard for you be offered upon this legislative day. In compliance with that direction, the male members of this body offer this small token of their esteem for you, and hope that you may receive it in the same friendly spirit in which it is offered.

Very respectfully,

YOUR CO-WORKERS.

Mr. Jones moved that the Assembly adjourn until Friday, February 28, 1941, at 11 a. m.

Carried.

Assembly adjourned at 4:31 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE FORTIETH DAY

CARSON CITY (Friday), February 28, 1941.

Assembly called to order at 11 a. m.
Mr. Speaker in the Chair.
Roll called.
All members present.
Prayer by the Chaplain, Reverend A. S. Kean.

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

Carried.

INTRODUCTION AND FIRST READING

By Mr. McCuistion (by request):

Assembly Bill No. 196—An Act to amend the title of, and to amend an Act entitled "An Act to authorize the State Treasurer to employ a clerk, and fixing his compensation," approved March 9, 1865, as amended, approved March 1, 1866.

Mr. McCuistion moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Ways and Means.

By Mr. Kispert (by request):

Assembly Bill No. 197—An Act concerning jointly owned private water ditches, providing means for the regulation thereof, fixing the responsibility for the care and maintenance thereof, and other matters properly relating thereto.

Mr. Kispert moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Irrigation.

By Mr. Lewis:

Assembly Bill No. 198—An Act to permit extension of the benefits of unemployment compensation to employees of political subdivisions of the State of Nevada.

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

Carried.

By Committee on Education:

Assembly Bill No. 199—An Act to amend an Act entitled "An Act

to provide for the consolidation of school districts, for the transportation of children to and from school, and other matters relating thereto," approved February 26, 1915.

Mr. Smith moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Education.

By Committee on Education:

Assembly Bill No. 200—An Act to amend an Act entitled "An Act relating to the establishment of district high schools in the counties having a duly established county high school or county high schools, providing the powers and duties of Boards of County Commissioners with respect thereto, providing a county tax and a school district tax for the support of such schools, defining the powers and duties of County Boards of Education in relation thereto, providing for transportation of students, and repealing certain Acts and parts of Acts in conflict herewith," approved March 25, 1939, together with Acts amendatory thereof or supplementary thereto.

Mr. Smith moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Education.

By Committee on Education:

Assembly Bill No. 201—An Act to amend an Act entitled "An Act to provide for the payment of retirement salaries and annuities to public school teachers of this State; providing and establishing the necessary funds and accounts, authorizing the levy of the tax therefor, and other matters relating thereto; creating the Public School Teachers Retirement Salary Fund Board and giving and granting certain powers unto said board; repealing all Acts and parts of Acts in conflict herewith, and specifically repealing sections 6003 to 6021, inclusive, Nevada Compiled Laws 1929, as amended," approved March 29, 1937, as amended, and to insert therein a new section numbered 5½.

Mr. Smith moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Ways and Means:

By Committee on Education:

Assembly Bill No. 202—An Act to amend an Act entitled "An Act providing that the 31st day of October shall be known as 'Nevada Day,' designating the same as a holiday and repealing the Acts in conflict herewith," approved February 23, 1939.

Mr. Smith moved that rules be suspended, reading so far had con-

sidered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Education.

By Committee on Education:

Assembly Bill No. 203—An Act to amend an Act entitled "An Act concerning public schools and repealing certain Acts relating thereto," approved March 20, 1911, together with the Acts amendatory thereof or supplementary thereto.

Mr. Smith moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Education.

By Committee on Education:

Assembly Bill No. 204—An Act to amend an Act entitled "An Act concerning public schools, and repealing certain Acts relating thereto," approved March 20, 1911, together with all Acts amendatory thereof or supplemental thereto.

Mr. Smith moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Education.

By Committee on Education:

Assembly Bill No. 205—An Act to amend an Act entitled "An Act relating to the establishment of district high schools in counties not having a duly established county high school, providing the powers and duties of Boards of County Commissioners with respect thereto, providing the county tax and a school district tax for support of such schools, defining the powers and duties of Boards of Trustees of such high school districts in the relation thereto, providing for transportation of students and repealing certain Acts and parts of Acts in conflict herewith," approved March 25, 1939, together with the Acts amendatory thereof or supplemental thereto.

Mr. Smith moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Education.

By Committee on Education:

Assembly Bill No. 206—An Act to amend an Act entitled "An Act concerning public schools, and repealing certain Acts relating thereto," approved March 20, 1911, together with all Acts amendatory thereof or supplemental thereto.

Mr. Smith moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Counties and County Boundaries.

By Mr. Trower:

Assembly Bill No. 207—An Act to amend the title of and an Act entitled "An Act to provide for the acquisition of a site, construction, equipment, and furnishings of school buildings in Pahranagat Consolidated School District No. 1, Lincoln County, Nevada, the holding of an election and the issuance of bonds, levying of a tax, and other matters properly related thereto," approved March 24, 1931.

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

Carried.

By Mr. Trower:

Assembly Bill No. 208—An Act to amend an Act entitled "An Act providing a general corporation law," approved March 21, 1925 by amending section 11 thereof.

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

Carried.

By Mr. Phillips:

Assembly Bill No. 209—An Act providing for the staying of execution of sentences in criminal cases in the discretion of the court for a limited time, providing for application to the Board of Pardons and Parole Commissioners by the convicted persons in such cases and action by the board thereon, repealing section 409 of the Criminal Practice Act, and other matters relating thereto.

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

Carried.

By Mr. Brooks:

Assembly Bill No. 210—An Act for the relief of Jeanne Elizabeth Wier, Secretary of Nevada State Historical Society.

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

Carried.

By Messrs. Thompson, Donnelly, and Trower:

Assembly Bill No. 211—An Act creating a State Bureau of Criminal Identification, Investigation, and Statistics, defining the personnel

thereof, designating their qualifications, defining their powers and prescribing their duties, defining the powers and duties of other persons in relation thereto, providing penalties for violation hereof, providing an appropriation to carry out the provisions of this Act, and other matters properly related thereto.

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

Carried.

By Messrs. Thompson, Dalbey, and Jones:

Assembly Bill No. 212—An Act to protect property by making criminal certain unlawful entries on, injuries to, and interferences with property, authorizing the closing of streets, providing penalties for the violation thereof, and other matters relating thereto.

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

Carried.

By Messrs. Thompson, Dalbey, Giroux, Donnelly, and Jones:

Assembly Bill No. 213—An Act defining sabotage, providing penalties for the commission thereof, and other matters relating thereto.

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

Carried.

By Committee on Labor:

Assembly Bill No. 214—An Act to amend section 1 of an Act entitled "An Act to regulate traffic on the highways of this State, to provide punishment for the violation thereof, and other matters properly connected therewith," being section 4350 Nevada Compiled Laws 1929, approved March 21, 1925, as amended 1929, and as amended 1931.

Mr. Farndale moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Roads and Highways.

By Committee on Judiciary:

Assembly Bill No. 215—An Act to amend an Act entitled "An Act defining and relating to narcotic drugs, and to make uniform the law with reference thereto," approved March 10, 1933, as said title was amended to read "An Act defining and relating to narcotic drugs, prohibiting the use therefor except under the lawful direction of regular practicing physicians, prohibiting the unlawful possession thereof, prescribing penalties for the violation hereof, and other matters relating thereto," approved March 30, 1935, and being chapter 179, 1936 Statutes of Nevada.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Judiciary.

By Committee on Judiciary:

Assembly Bill No. 216—An Act to amend an Act entitled "An Act providing for the nomination and election of United States Senators, and repealing sections 1, 2, 3, and 4 of chapter 9 of 'An Act relating to elections and removals from office,' approved March 31, 1913," approved March 6, 1915.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Elections.

By Committee on Judiciary:

Assembly Bill No. 217—An Act providing that the State of Nevada may enter into a compact with any of the United States for mutual helpfulness in relation to persons convicted of crime or offenses who may be on probation or parole.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Judiciary.

By Committee on Judiciary:

Assembly Bill No. 218—An Act to protect property by making criminal certain unlawful entries on, injuries to, and interferences with property, authorizing the closing of streets, and to provide penalties, and other matters relating thereto.

Mr. Tavelle moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Judiciary.

By Mr. Kleppe:

Assembly Bill No. 219—An Act to authorize the condemnation of land in this State by an irrigation district organized under the laws of an adjoining State.

Mr. Kleppe moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Irrigation.

By Lincoln County Delegation:

Assembly Bill No. 220—An Act making an appropriation for the

support, care, and improvement of the State parks in the State of Nevada.

Mr. Thompson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Public Parks.

By Committee on Judiciary:

Assembly Bill No. 221—An Act to secure the attendance of witnesses from without a State in criminal proceedings.

Mr. Tavelle moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

The bill was referred to Committee on Judiciary.

By Committee on Judiciary:

Assembly Bill No. 222—An Act to make uniform the law on fresh pursuit, and authorizing this State to cooperate with other States therein.

Mr. Tavelle moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Judiciary.

By Committee on Judiciary:

Assembly Bill No. 223—An Act to amend an Act entitled "An Act concerning the courts of justice of this State, and judicial officers," approved January 26, 1865, as amended, and to declare legal holidays on the days hereinafter designated.

Mr. Loomis moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Judiciary.

By Messrs. Jones, Baker, and Farndale:

Assembly Bill No. 224—An Act to establish commissioner districts in the county of Clark, and providing for the election therefrom of members of the Board of County Commissioners.

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

Carried.

COMMUNICATIONS

To the Honorable Members of the Assembly:

The Silver Key Club of the State of Nevada requests the honor of your presence at a nonpolitical dinner to be given at the Club Fortune in Reno at 6:45 p. m., Sunday, March 2, in honor of the late Senator Key Pittman.

At that time Lester Summerfield, Chairman of Key Pittman Memorial Fund, will report on the progress of the project. Congressman James G.

Scrugham, Chairman of the House Naval Affairs Subcommittee, and members of the committee, will be guests.

Two of the last speeches of our late Senator Pittman will be reproduced by transcriptions, and the proceedings of the dinner will be broadcast over KOH.

You are respectfully urged to secure your tickets at the earliest convenient time as seating capacity will be limited. Tickets will be $2, and may be secured from Secretary of State Malcolm McEachin while available.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. McCuistion moved that Assembly Rule No. 9 be suspended for the remainder of the legislative session.

Remarks by Messrs. Boak and Covington.

Mr. Covington moved to amend and that Assembly Rule No. 9 be suspended for the remainder of this legislative day.

Motion carried as amended.

GENERAL FILE AND THIRD READING

Assembly Bill No. 86.

Remarks by Mr. Dickerson.

Roll call on Assembly Bill No. 86:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, and Mrs. Williams—38.

NAYS—None.

Absent—Mr. Whalen.

Not voting—Mr. Speaker.

Assembly Bill No. 86 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 97.

Remarks by Mr. Baker.

Roll call on Assembly Bill No. 97:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, and Mrs. Williams—37.

NAYS—None.

Absent—Messrs. McCuistion and Whalen—2.

Not voting—Mr. Speaker.

Assembly Bill No. 97 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 132.

Remarks by Mr. Baker.

Roll call on Assembly Bill No. 132:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, and Mrs. Williams—38.

NAYS—None.

Absent—Mr. Whalen.

Not voting—Mr. Speaker.

Assembly Bill No. 132 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 41.

Mr. Mayes moved the adoption of the committee amendment to section 2.

Remarks by Messrs. Loomis and Dalbey.

Amendment adopted.

Mr. Mayes moved the adoption of the committee amendment to section 3.

Amendment adopted.

Roll call on Senate Bill No. 41:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, and Mrs. Williams—36.

NAYS—None.

Absent—Messrs. Baker, McCuistion, and Whalen—3.

Not voting—Mr. Speaker.

Senate Bill No. 41 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. Mayes moved the adoption of the committee amendments to the title.

Remarks by Messrs. Boak and Mayes.

Amendments adopted.

Mr. Boak moved that the Chief Clerk be authorized to make the necessary typographical corrections to the title.

Carried.

Mr. Monroe moved to further amend the title by changing the period at the end of line 3 of the title, insert a comma and add "providing penalties for violations thereof."

Amendment adopted.

Assembly Bill No. 138.

Remarks by Mr. Brooks.

Roll call on Assembly Bill No. 138:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, and Mrs. Williams—37.

NAYS—None.

Absent—Mr. Whalen.

Not voting—Mr. Loomis and Mr. Speaker—2.

Assembly Bill No. 138 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. McCuistion moved the adoption of the preamble to Assembly Bill No. 138.

Remarks by Mr. Loomis.

Preamble adopted.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Jones moved that the fish and game initiative petition be withdrawn from the Committee on Judiciary and placed on the Speaker's desk.

Carried.

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

Remarks by Messrs. Jones, Robb, and Whalen.

Carried.

Assembly recessed at 12:01 p. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Quorum present.

INTRODUCTION AND FIRST READING

By Committee on Public Health (by request):

Assembly Bill No. 225—An Act to provide for the establishment, government, and maintenance of the Nevada tuberculosis sanatorium, providing for the selection of a board of trustees, defining the duties of said officers and persons in relation thereto, making an appropriation therefor, providing penalties for violation of the provisions of the Act, and other matters properly relating thereto.

Mr. Robb moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Public Health.

By Mr. McElroy (by request):

Assembly Bill No. 226—An Act fixing the salary of the Deputy State Controller.

Mr. McElroy moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Ways and Means.

By Mr. Baker:

Assembly Bill No. 227—An Act to authorize the employment of and fix the salaries of certain employees in the office of Governor, Attorney-General, State Controller, Superintendent of Public Instruction, State Treasurer, and Secretary of State.

Mr. Baker moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Ways and Means.

By Mr. Loomis:

Assembly Bill No. 228—An Act to amend an Act entitled "An Act

regulating the nomination of candidates for public office in the State of Nevada," approved March 23, 1917, together with Acts amendatory thereof or supplemental thereto.

Mr. Loomis moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Elections.

By Mr. Loomis:

Assembly Bill No. 229—An Act to amend an Act entitled "An Act providing a general corporation law," approved March 21, 1925.

Mr. Loomis moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Judiciary.

By Mr. Jepson:

Assembly Bill No. 230—An Act to amend an Act entitled "An Act to provide a method for voting at any general, special, or primary elections by qualified voters who by reason of the nature of their vocation or business or other causes are unavoidably absent from the polls in the county of their residence on the day of election, providing penalties for the violation thereof, and other matters properly connected therewith," approved March 11, 1921, together with the Acts amendatory thereof or supplemental thereto.

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

Carried.

By Mr. Loomis:

Assembly Bill No. 231—An Act to amend an Act entitled "An Act relating to the compensation of injured workmen in the industries of this State and the compensation to their dependents where such injuries result in death, creating an Industrial Insurance Commission, providing for the creation and disbursement of funds for the compensation and care of workmen injured in the course of employment, and defining and regulating the liability of employers to their employees; and repealing all Acts and parts of Acts in conflict with this Act," approved March 15, 1913, together with the Acts amendatory thereof or supplemental thereto.

Mr. Loomis moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Judiciary.

By Messrs. Trower and Donnelly:

Assembly Bill No. 232—An Act to provide for the preservation and

conservation of the improved State Highways System, and to provide for the public safety thereof, by declaring the purpose and policy of the Legislature relative to the use of the improved State Highway System of this State in the carrying of persons and property thereon in any vehicle, or vehicles, defining such improved State Highway System, prescribing maximum size and weight limitations for vehicles operated, used or moved thereon, providing for the enforcement of the provisions hereof, providing for the issuance of single trip permits, providing for certain exemptions, providing penalties for the violation hereof; and other matters properly connected therewith.

Mr. Trower moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Roads and Highways.

By Mrs. Williams:

Assembly Joint Resolution No. 9, memorializing the Congress of the United States to enact amendments to the Social Security Acts to require that all costs of public assistance furnished to the members of the several Indian tribes be paid by the Federal Government and to adjust the matter of relieving Indian owned property in the State of Nevada from taxation:

WHEREAS, The western movement of the American and increase in population of the United States has forced and caused the members of the several Indian tribes to give up their homes in the Eastern and Middle Western States and to migrate to the several Western States, including the State of Nevada, and as a result the several Indian tribes are no longer a national problem, but have become a problem peculiarly applicable to the Western States wherein they reside; and

WHEREAS, The members of the several Indian tribes have always been considered wards of the Federal Government and have been protected and regulated by the Federal Government; and

WHEREAS, The members of the several Indian tribes in the State of Nevada are classified, considered, and determined to be citizens of the United States; and

WHEREAS, As such citizens of the United States they are entitled to all the benefits, privileges, and immunities of laws of the United States, and in particular those certain Congressional Acts relating to social security; and

WHEREAS, The Indian Service has purchased lands throughout the State of Nevada for the use and benefit of the various Indian tribes domiciled in this State, which said lands are exempt from taxation; and

WHEREAS, The amount of taxable property in the several counties has been materially reduced as a result of such purchases by the Indian Service in the amount of one million acres, which said acreage constitutes a very large percentage of the best agricultural land in the State of Nevada, resulting in the withdrawal from the tax rolls of the State of Nevada of something in excess of two million dollars of taxable property; and

WHEREAS, The members of the several Indian tribes in this State do at the present time contribute but a small proportion of their just share of taxes in this State; and

WHEREAS, An unjust burden has been placed upon the people of the State of Nevada through their being required to contribute to the support of the members of the several Indian tribes, as required by the Social Security Act; and

WHEREAS, The Federal Social Security Board has recognized the unjust burden which has been placed upon the peoples of the several States, in that it has recommended to the Congress of the United States that all public assistance, which includes the aged, dependent children, and the blind, insofar as it deals with the members of the several Indian tribes, be paid wholly by the Federal Government; now, therefore, be it

Resolved by the Senate and Assembly of the State of Nevada, That the Congress of the United States be petitioned to amend the Social Security Acts so as to provide that all costs of public assistance which includes the aged, dependent children, and the blind, insofar as it directly effects members of the several Indian tribes, be paid by the Federal Government, but that all matters relating to the administration of such Social Security Act shall be detailed to the State Welfare Department, heretofore created for the purpose of administering such Acts, and that the Federal Government pay to the State Welfare Departments of the several States a sum equal to ten percent (10%) of all funds so disbursed to the members of the several Indian tribes, as and for costs of administration; and be it further

Resolved, That the people of the State of Nevada feel that this inflicts a hardship upon the taxpayers that was not intended by the Government of the United States, and that an adjustment between the withdrawal of revenue and the payment of pensions to Indians would be fair to the taxpayers of the State of Nevada and the Government of the United States; and be it further

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

Mrs. Williams moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Speaker's desk for reference.

Carried.

The resolution was referred to Committee on Military and Indian Affairs.

By Mr. Farndale:

Assembly Bill No. 233—An Act to amend an Act entitled "An Act to amend sections 1 and 2 of an Act entitled 'An Act to fix the minimum wage rate for unskilled labor on all public buildings and public highways constructed or erected by or for the State of Nevada, and on all other public works constructed by or for the State of Nevada, or by or for any county, district, municipality, or other subdivision of the State of Nevada, or any board or commission thereof, and on all public works carried on within the State of Nevada, and also to provide for a penalty for the violation of the provisions of this Act, and to repeal all Acts and parts of Acts in conflict herewith,' approved March 6, 1933, being chapter 40, page 34, of the Statutes of Nevada 1933," approved February 16, 1935.

Mr. Farndale moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Labor.

By Messrs. Giroux, Thompson, Phillips, Trower, and Donnelly:

Assembly Bill No. 234—An Act to amend an Act entitled "An Act

relating to and providing for the general welfare of the State of Nevada and of the people thereof by providing for compulsory old-age assistance to needy aged persons in this State, as defined and provided for in this Act; defining certain terms; designating the single State agency of this State to supervise the administration thereof, and defining the authority and duties thereof; providing for cooperation with the Government of the United States in furnishing such pensions or assistance pursuant to the provisions of the so-called Social Security Act of Congress, approved August 14, 1935; designating the boards, and other agencies, authorized to administer and supervise the administration of such assistance, and defining the authority and duties thereof; defining the minimum amount of such need and assistance to each such needy aged person and the qualifications for eligibility therefor; authorizing the making and promulgation of rules and regulations relating to the administration of this Act; providing for the establishment of certain State and county funds and regulating the expenditures therefrom; providing penalties for the violation of the provisions of this Act; repealing a certain Act and all other Acts and parts of Acts of this State in conflict herewith; and other matters relating thereto," approved March 15, 1937, together with the Acts amendatory thereof and supplementary thereto.

Mr. Giroux moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Ways and Means.

By Committee on Social Welfare:

Assembly Bill No. 235—An Act to appropriate money for the support of the State Welfare Department as created by chapter 127 Statutes of Nevada 1937; providing for the expenditure of said appropriation, and other matters relating thereto.

Mr. Giroux moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Ways and Means.

By Committee on Social Welfare:

Assembly Bill No. 236—An Act to appropriate money for direct relief and work relief in cooperation with the Government of the United States of America; to provide for an agency to certify relief labor to the Work Projects Administration and other Federal work programs employing relief labor; to assist in the cost of distributing Federal surplus commodities to school lunches and to State and county charitable institutions throughout the State of Nevada; for the purpose of providing the necessary means of issuing Federal food stamps to the needy of the State of Nevada; for the purpose of paying the cost of distribution to the needy of Nevada of clothing and household articles made by Work Projects Administration sewing units, and other matters relating thereto.

Mr. Giroux moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Ways and Means.

By Committee on Social Welfare:

Assembly Bill No. 237—An Act making an appropriation to the State Board of Relief, Work Planning and Pension Control for the purpose of establishing a Food Stamp Revolving Fund; providing for the establishment of such fund; providing for the bonding of public officials operating such fund; providing for the administration of such fund; providing for the return of this appropriation intact to the General Fund of the State Treasury upon the termination of the food stamp plan, and other matters relating thereto.

Mr. Giroux moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Ways and Means.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 155, 171, 172, 173, 174, 175, and 176, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

INTRODUCTION AND FIRST READING

By Committee on Judiciary:

Assembly Bill No. 238—An Act to amend an Act entitled "An Act to secure liens to mechanics and others, and to repeal all other Acts in relation thereto," approved March 2, 1875, together with the Acts amendatory thereof or supplementary thereto.

Mr. Loomis moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Judiciary.

By Committee on Roads and Highways:

Assembly Bill No. 239—An Act to amend an Act entitled "An Act to provide a general highway law for the State of Nevada," approved March 23, 1917, as amended.

Mr. Mayes moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Roads and Highways.

By Committee on Roads and Highways:

Assembly Bill No. 240—An Act to amend an Act entitled "An Act

to provide a general highway law for the State of Nevada," approved March 23, 1917, as amended.

Mr. Mayes moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Roads and Highways.

By Committee on Roads and Highways:

Assembly Bill No. 241—An Act to amend an Act entitled "An Act to provide a general highway law for the State of Nevada," approved March 23, 1917, as amended.

Mr. Mayes moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Roads and Highways.

By Messrs. Thompson and Trower:

Assembly Bill No. 242—An Act to promote the health and safety of the public by regulating, licensing, and taxing itinerant merchants, as defined in this Act, and the business conducted by them, and to appropriate the revenues derived therefrom; to provide, in the public interest, for insurance protection against damage sustained by reason of the negligent operation of motor vehicles by itinerant merchants; to require fidelity bonds; to provide for the administration and enforcement of this Act, providing a penalty for the violation hereof, to declare an emergency, and other matters properly connected herewith.

Mr. Trower moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Social Welfare.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 123 under consideration, and begs leave to report on the same with the recommendation that it be referred to a Select Committee composed of Messrs. Phillips and Covington.

CLIFFORD A. JONES, *Chairman.*

Mr. Speaker:

Your Committee of Washoe County Delegation has had Assembly Bill No. 148 under consideration, and begs leave to report that it be rereferred to the Committee on Counties and County Boundaries.

Also, Assembly Bill No. 160, and reports favorably on the same, with the recommendation that it do pass.

H. L. COVINGTON, *Chairman.*

Mr. Speaker:

Your Committee on Counties and County Boundaries has had Assembly Bill No. 150 under consideration, and begs leave to report on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 128, and reports on the same, with the recommendation that it do pass, as amended. Amend section 1 of Assembly Bill No. 128

by striking out the period at the end of line 9 of printed bill, and insert in lieu thereof, a semicolon and the following: "*provided*, that the board shall appoint a suitable and competent person to fill such vacancy for the period thereof, and shall fix the salary of such appointee."

JAS. WHALEN, *Chairman.*

Mr. Speaker:

Your Committee on Mines and Mining has had Assembly Bill No. 34 under consideration, and begs leave to report without recommendation, other than that the amendment proposed by the Committee on Mines and Mining be adopted. Amend section 1 of Assembly Bill No. 34 by inserting after the word "labor" in line 8, page 1 of the printed bill, the following: "mines and ore reduction works."

NYE W. TOGNONI, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Brown moved that Assembly Bill No. 48 be referred to Committee on Counties and County Boundaries.

Carried.

Mr. Jones moved that Assembly Bill No. 123 be referred to a Select Committee consisting of Messrs. Phillips and Covington.

Carried.

NOTICE OF BILLS

Mr. Dalbey gave notice that in the near future he would introduce a bill on educational matters.

Mr. McCuistion gave notice that in the near future he would introduce a bill to go to the Committee on Judiciary.

Mr. Robb gave notice that in the near future he would introduce a bill in regard to Nye County.

Mr. Jones gave notice that in the near future he would introduce a bill regulating ASCAP music.

Mr. Baker gave notice that in the near future he would introduce two bills on elections and one concerning Clark County.

Mr. McGuirk gave notice that in the near future he would introduce a bill on traffic regulation.

Mr. Jones gave notice for Mr. Tognoni that a bill would be introduced on the next legislative day on State aeronautics.

Mr. Donnelly gave notice that in the near future he would introduce a bill on education.

Mr. Mack gave notice that in the near future he would introduce a resolution on taxation.

Mr. Lewis gave notice that in the near future he would introduce an Assembly joint resolution.

Mr. Farndale gave notice that he would introduce a bill on apprentice training.

Mr. Jones gave notice that in the near future he would introduce a bill changing general insurance laws.

Mr. Whalen gave notice that in the near future he would introduce a bill on code law and drivers' licenses.

Mr. Phillips gave notice that in the near future he would introduce a bill in reference to the State Prison.

Mrs. Williams gave notice that in the near future she would introduce a bill requiring banks to specify the reason for nonpayment of checks.

Mr. Boak gave notice that in the near future he would introduce a bill on airplane landing strips.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Farndale moved that Assembly Rule No. 6 be suspended for the remainder of the Legislative session.

Remarks by Messrs. Covington and Farndale.

Mr. Speaker declared the motion out of order.

Mr. Loomis moved that the Assembly adjourn until Monday, March 3, 1941, at 10 a. m.

Remarks by Mr. Dow.

Roll call on adjournment:

YEAS—Messrs. Brooks, Brown, Covington, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, Robb, Smith, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—24.

NAYS—Messrs. Alpers, Baker, Boak, Carlson, Cooper, Dalbey, Giroux, Kispert, McElroy, McGuirk, Monroe, Munk, Phillips, and Tandy—14.

Absent—Mr. Tognoni.

Not voting—Mr. Speaker.

Assembly adjourned at 2:42 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE FORTY-THIRD DAY

CARSON CITY (Monday), March 3, 1941.

Assembly called to order at 10 a. m.
Mr. Speaker in the Chair.
Roll called.
All present except Messrs. Dalbey, Trower, Baker, and Whalen.
Prayer by the Chaplain, Reverend J. L. Harvey.

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

COMMUNICATIONS

ROTARY CLUB OF RENO
Number 248
RENO, NEVADA, March 1, 1941

To the Honorable the Assembly, Carson City, Nevada.

DEAR MEMBERS: In accordance with the established custom of the Rotary Club of Reno, our legislative party will be held on the evening of March 10, 1941, at 7 p. m. Our meeting this year will be held at the Elks Home located at 50 Sierra Street, Reno, Nevada.

Dinner will start at 7 p. m., to be followed by an unusual and entertaining program. We extend to you one and all a most cordial invitation to be our guests, and looking forward of having the pleasure to greet you, we remain,

Very truly yours,

ROTARY CLUB OF RENO.
ERNEST BROOKS, *President*.
TATE WILLIAMS, *Secretary*.

GENERAL FILE AND THIRD READING

Assembly Bill No. 46.

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

Amendment adopted.

Remarks by Messrs. Kispert, Brown, Mack, Dow, Cooper, and Smith.

Mr. Loomis moved to amend section 3 by striking out all of section 3 of the printed bill as it appears on page 1 thereof.

Amendment adopted.

Remarks by Messrs. Covington, Loomis, Johnson, Kispert, Tognoni, Brown, and Lewis.

Mr. Covington moved to amend section 1 by striking out the word "or" before the word "fence" in the amendment, and inserting in lieu thereof the word "and."

Amendment lost.

Roll call on Assembly Bill No. 46:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe,

Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Tognoni, and Mrs. Williams—32.

NAYS—Messrs. Covington, Lewis, and Smith—3.

Absent—Messrs. Dalbey, Trower, and Whalen—3.

Not voting—Mr. Giroux and Mr. Speaker—2.

Assembly Bill No. 46 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills No. 177, 181, 182, 184, 185, and 186, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 146.

Mr. Baker moved the adoption of the committee amendment to section 2.

Amendment adopted.

Remarks by Messrs. Baker and Loomis.

Mr. Loomis moved that Assembly Bill No. 146 be referred to the Committee on Banks and Banking.

Carried.

Assembly Bill No. 157.

Remarks by Mr. Mack.

Roll call on Assembly Bill No. 157:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Whalen, and Mrs. Williams—37.

NAYS—None.

Absent—Messrs. Dalbey and Trower—2.

Not voting—Mr. Speaker.

Assembly Bill No. 157 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 81.

Mr. Brown moved that Assembly Bill No. 81 be indefinitely postponed.

Remarks by Messrs. Farndale, Phillips, and Brooks.

Messrs. Brooks, Loomis, and McGuirk moved the previous question.

Roll call on motion requested by Messrs. Whalen, McCuistion, and Baker.

Messrs. Monroe, Jones, and Baker moved the roll call on the previous question.

Roll call on motion for previous question:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk,

Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Whalen, and Mrs. Williams—36.

NAYS—None.

Absent—Messrs. Dalbey, Trower, and Kispert—3.

Not voting—Mr. Speaker.

Motion carried.

Roll call on motion to indefinitely postpone Assembly Bill No. 81:

YEAS—Messrs. Boak, Brooks, Brown, Dow, Giroux, Johnson, Kleppe Lewis, Loomis, Mack, Mayes, McCuistion, McGuirk, Munk, Smith, Tandy, and Tavelle—17.

NAYS—Messrs. Alpers, Baker, Carlson, Cooper, Covington, Dickerson, Donnelly, Farndale, Jepson, Jones, Kelly, McElroy, Monroe, Phillips, Robb, Thompson, Whalen, Mrs. Williams, and Mr. Speaker—19.

Absent—Messrs. Dalbey and Trower—2.

Not voting—Messrs. Kispert and Tognoni—2.

Motion lost.

Mr. Baker moved that section 27 be amended by striking out section 27.

Mr. Loomis moved that the amendment be tabled.

Motion to table lost.

Amendment adopted.

Mr. Jones moved that section 3 be amended by striking out the figures 5,000 in line 30 after the word "than," and inserting the figures 2,000.

Amendment adopted.

Mr. Farndale moved that section 4 be amended, line 30, page 5 of the printed bill, strike out the words "twenty-five" after the word "by" and insert therein the words "ten percent of the."

Amendment adopted.

Remarks by Mr. Dickerson.

The Chief Clerk was authorized to make the necessary grammatical correction to section 4.

Remarks by Messrs. Farndale, Loomis, Baker, Jones, Phillips, and Alpers.

Messrs. Monroe, Kispert, and Dickerson moved the previous question.

Roll call on Assembly Bill No. 81:

YEAS—Messrs. Baker, Cooper, Farndale, Jones, Kelly, McElroy, Monroe, Phillips, and Robb—9.

NAYS—Messrs. Alpers, Brooks, Boak, Brown, Covington, Dickerson, Donnelly, Dow, Giroux, Jepson, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McGuirk, Munk, Smith, Tandy, Tavelle, and Whalen—23.

Absent—Messrs. Dalbey and Trower—2.

Not voting—Messrs. Carlson, Johnson, Thompson, Tognoni, Mrs. Williams, and Mr. Speaker—6.

Assembly Bill No. 81 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Assembly Bill No. 89.

Mr. Baker moved that Assembly Bill No. 89 be indefinitely postponed.

Motion carried.

Assembly Bill No. 80.

Mr. Farndale moved that Assembly Bill No. 80 be indefinitely postponed.

Motion carried.

Assembly Joint Resolution No. 6.

Remarks by Mr. Boak.

Roll call on Assembly Joint Resolution No. 6:

YEAS—Messrs. Alpers, Boak, Brooks, Carlson, Cooper, Covington, Dickerson, Donnelly, Dow, Jepson, Johnson, Jones, Kispert, Lewis, Mack, Mayes, McElroy, McGuirk, Munk, Phillips, Robb, Smith, Tandy, Thompson, Tognoni, Whalen, and Mrs. Williams—27.

NAYS—Messrs. Baker, Farndale, Kelly, Kleppe, Monroe, and Tavelle—6.

Absent—Messrs. Brown, Dalbey, and Trower—3.

Not voting—Messrs. Giroux, Loomis, McCuistion, and Mr. Speaker—4.

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

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 35, which passed the Senate, as amended, by the following vote: Yeas, 15; nays, none; absent, 2. Amend as follows: Strike after the word "being" in line 1, page 1, section 1 of the printed bill, the following: "chapter 80 Statutes of Nevada 1885," and insert in lieu thereof "sections 2187 and 2188 N. C. L. 1929." After the word "Act" in line 9, page 1 of the printed bill, insert the following: "being section 2187 N. C. L. 1929." Amend section 3 by inserting after the word "Act" in line 31, page 2 of the printed bill, the following: "being section 2188 N. C. L. 1929."

Also, Senate Bill No. 57, which passed: Yeas, 15; nays, none; absent, 2.

Also, to return Assembly Bill No. 15, which passed: Yeas, 15; nays, none; absent, 2.

Also, Assembly Bill No. 113, which passed: Yeas, 15; nays, none; absent, 2.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

Senate Bill No. 57.

Mr. Smith moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Public Morals.

Senate Bill No. 35.

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

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 162.

Mr. Loomis moved to amend section 1 by striking out the word "Act" as it appears in line 6, page 1 of the printed bill, and inserting in lieu thereof the word "action."

Amendment adopted.

Mr. Loomis moved to further amend section 1 by striking out in line 6, page 1 of the printed bill, the words "by reason," and inserting in lieu thereof the words "in consequence."

Amendment adopted.

Mr. Loomis moved to amend section 2 by striking out all of section 2 as it appears in lines 7 and 8, page 1 of the printed bill.

Amendment adopted.

Remarks by Mr. Loomis.

Roll call on Assembly Bill No. 162:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dickerson, Donnelly, Dow, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Whalen, and Mrs. Williams—35.

NAYS—Messrs. Baker and Farndale—2.

Absent—Messrs. Dalbey and Trower—2.

Not voting—Mr. Speaker.

Assembly Bill No. 162 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

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

Mr. Dow amended that the Assembly recess until 1 p. m.

Amendment lost.

Motion carried.

Assembly recessed at 11:59 a. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Assembly Bill No. 159.

Mr. Loomis moved to amend section 3 by striking out all of section 3 of the printed bill.

Amendment adopted.

Remarks by Messrs. Loomis and Baker.

Mr. Monroe moved to amend section 2 by deleting the word "may" as it is used the second time in line 12, page 2 of the printed bill, and substituting therefor the word "shall."

Amendment adopted.

Remarks by Messrs. Boak and Loomis.

Roll call on Assembly Bill No. 159:

YEAS—Messrs. Brooks, Brown, Dickerson, Donnelly, Jepson, Johnson, Kispert, Kleppe, Loomis, Mack, McElroy, McGuirk, Munk, Tandy, Thompson, and Tognoni—16.

NAYS—Messrs. Baker, Carlson, Cooper, Covington, Farndale, Monroe, and Phillips—7.

Absent—Messrs. Dalbey, Trower, and Whalen—3.

Not voting—Messrs. Alpers, Boak, Dow, Giroux, Jones, Kelly, Lewis, Mayes, McCuistion, Robb, Smith, Tavelle, Mrs. Williams, and Mr. Speaker—14.

Assembly Bill No. 159 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

There being no objections, the Speaker and Chief Clerk signed Assembly Bills Nos. 61, 68, 72, and 98, and Senate Bills Nos. 52 and 53.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Bill No. 52 with the engrossed copy, finds the same correctly enrolled, and has this day delivered the same to the Governor.

DENVER DICKERSON, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

By Elko County Delegation:

Assembly Resolution No. 17 in memory of the Honorable Morley Murphy:

WHEREAS, It has come to the knowledge of this Assembly that the Honorable Morley Murphy, a member of this body at the Thirty-ninth Session of the Legislature, has passed away since the termination of the last Session; and

WHEREAS, Mr. Murphy was known to his colleagues in the Legislature as an ardent supporter of the Government of the United States and of the State of Nevada, always industrious in the welfare of the people of the State and mindful of their best interests; and

WHEREAS, By his sterling qualities of citizenship and manhood he had endeared himself to all those who were fortunate to know and work with him; and

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

Resolved by the Assembly of the State of Nevada duly assembled in session at its Fortieth Session, That we deeply deplore the death of our former associate and friend, for loss that we have incurred, personally, and for the loss of a good citizen to the State of Nevada; and be it further

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

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

Mr. McCuistion moved that the resolution be adopted.

The resolution was unanimously adopted.

Assembly Bill No. 158.

Remarks by Messrs. Loomis and Jones.

Roll call on Assembly Bill No. 158:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Whalen, and Mrs. Williams—36.

NAYS—None.

Absent—Messrs. Dalbey, Tognoni, and Trower—3.

Not voting—Mr. Speaker.

Assembly Bill No. 158 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 58.

Remarks by Messrs. Kispert, Jones, Lewis, Baker, Smith, and Monroe.

Roll call on Assembly Bill No. 58:

YEAS—Messrs. Alpers, Boak, Brown, Covington, Dickerson, Donnelly, Dow, Jepson, Jones, Kelly, Kispert, Loomis, Mayes, McCuistion, McElroy, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Tognoni, and Mrs. Williams—24.

NAYS—Messrs. Baker, Brooks, Carlson, Farndale, Giroux, Kleppe, Lewis, Mack, McGuirk, Smith, and Whalen—11.

Absent—Messrs. Dalbey and Trower—2.

Not voting—Messrs. Cooper, Johnson, and Mr. Speaker—3.

Assembly Bill No. 58 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 134.

Mr. Lewis moved that Assembly Bill No. 134 be rereferred to the Committee on Judiciary.

Carried.

Assembly Bill No. 160.

Remarks by Mr. Brooks.

Roll call on Assembly Bill No. 160:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dickerson, Donnelly, Dow, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, and Mrs. Williams—35.

NAYS—None.

Absent—Messrs. Dalbey and Trower—2.

Not voting—Messrs. Farndale, Whalen, and Mr. Speaker—3.

Assembly Bill No. 160 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Loomis moved that the Preamble to Assembly Bill No. 160 be stricken.

Carried.

Remarks by Messrs. Monroe and Loomis.

Assembly Bill No. 150.

Remarks by Messrs. Donnelly and Alpers.

Roll call on Assembly Bill No. 150:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Whalen, Mrs. Williams, and Mr. Speaker—38.

NAYS—None.

Absent—Messrs. Dalbey and Trower—2.

Assembly Bill No. 150 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 128.

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

Amendment adopted.

Remarks by Mr. Tognoni.

Roll call on Assembly Bill No. 128:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington,

Dickerson, Donnelly, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Whalen, and Mrs. Williams—34.

NAYS—None.

Absent—Messrs. Dalbey and Trower—2.

Not voting—Messrs. Baker, Dow, Giroux, and Mr. Speaker—4.

Assembly Bill No. 128 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 34.

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

Amendment adopted.

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

Remarks by Messrs. Whalen, Tognoni, Mack, and Loomis.

Amendment adopted.

Remarks by Mr. Brown.

Mr. Brown moved to amend section 1 by striking out the word "seven" in line 2, and insert the words "each calendar week."

Remarks by Messrs. Lewis and Brown.

Amendment adopted.

Mr. Brown moved to further amend section 1 by striking out the word "seven" in line 5, and insert the words "a calender week."

Amendment adopted.

Mr. Loomis moved to amend section 4 by striking out all of section 4 of the printed bill.

Amendment adopted.

Remarks by Messrs. Loomis and Whalen.

Roll call on Assembly Bill No. 34:

YEAS—Messrs. Baker, Brown, Carlson, Cooper, Covington, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Lewis, Mack, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Smith, Thompson, Tognoni, and Whalen—25.

NAYS—Messrs. Boak, Brooks, Dickerson, Donnelly, Kleppe, Loomis, McCuistion, and Tavelle—8.

Absent—Messrs. Alpers, Dalbey, and Trower—3.

Not voting—Messrs. Robb and Tandy, Mrs. Williams, and Mr. Speaker—4.

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

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 163, 178, 179, and 187, and Assembly Joint Resolution No. 8, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 61, 68, 72, and 98 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

DENVER DICKERSON, *Chairman.*

Mr. Speaker:

Your Committee of Storey County Delegation has had Assembly Bill No. 71 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 4 of Assembly Bill No. 71 by striking out the words "shall have resided in the district for which they are a candidate for not less than one year preceding the date fixed for filing," in lines 6, 7, and 8.

DON MCGUIRK, *Chairman.*

Mr. Speaker:

Your Committee on Agriculture has had Senate Joint Resolution No. 6 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

CLIFFORD A. CARLSON, *Chairman.*

Mr. Speaker:

Your Committee on Banks and Banking has had Senate Bill No. 35 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

J. F. MCELROY, *Chairman.*

Mr. Speaker:

Your Committee on Banks and Banking has had Senate Bill No. 34 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 2 of Senate Bill No. 34 by striking out all of section 2 of printed bill.

Also, Assembly Bill No. 141, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 4 of Assembly Bill No. 141 by striking out all of section 4 of the printed bill.

Also, Senate Bill No. 58, and reports favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 35, and reports favorably on the same, with the recommendation that it do pass, as amended.

J. F. MCELROY, *Chairman.*

Mr. Speaker:

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

AMOS H. DOW, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 115 under consideration, and begs leave to report on the same, with the recommendation that it be referred to the Committee on Federal Relations.

CLIFFORD A. JONES, *Chairman.*

Mr. Speaker:

Your Committee on Taxation has had Assembly Bill No. 165 under consideration, and begs leave to report favorably on the same, with the recommendation that it be rereferred to the Committee on Ways and Means.

Also, Assembly Bills Nos. 126 and 142, and reports favorably on the same, with the recommendation that they do pass.

H. L. COVINGTON, *Chairman.*

Mr. Speaker:

Your Committee of Clark County Delegation has had Assembly Bill No. 144 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

C. D. BAKER, *Chairman.*

Mr. Speaker:

Your Committee on Public Health has had Assembly Bill No. 156 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

R. F. ROBB, *Chairman.*

PRESENTATION OF PETITIONS

OFFICE OF

STATE CONTROLLER

CARSON CITY, NEVADA, February 28, 1941.

Fortieth Session of the Assembly.

GENTLEMEN: It has been found necessary to make certain improvements and repairs to and in the heating system of the Nevada State Hospital for Mental Diseases. Since the board of said hospital has investigated said heating system, with the aid and assistance of heating engineers, and as the recommendation of such heating engineers calls for an expenditure of approximately $8,000.

Therefore, the board respectfully requests that the budget for the Nevada State Hospital for Mental Diseases be increased in the amount of $8,000 so that the necessary changes and repairs of such heating system may be made, thus effecting a saving to the State annually which will much more than warrant such expenditures.

A brief report of the heating engineers is attached for your guidance. The board is fully convinced that the expenditure of the sum requested is wholly testified and good sound business.

Requesting your careful and favorable consideration of the above request,

Respectfully submitted,

BOARD FOR THE HOSPITAL FOR MENTAL DISEASES,

E. P. CARVILLE,
DAN FRANKS,
HENRY C. SCHMIDT.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Brooks moved that Assembly Bill No. 165 now on general file be referred to the Committee on Ways and Means.

Carried.

Mr. Brooks moved that Assembly Bill No. 115 now on general file be referred to the Committee on Federal Relations.

Carried.

INTRODUCTION AND FIRST READING

By Mr. McGuirk:

Assembly Bill No. 243—An Act to amend an Act entitled "An Act to amend the title of and to amend an Act entitled 'An Act declaring the purpose and policy of the Legislature relative to use of the public highways of the State in the carrying of persons and property thereon in motor vehicles, defining such vehicles and public highways, providing for the licensing and regulating of certain carriers thereon by the Public Service Commission of Nevada and providing and defining its duties in relation thereto, providing license fees for the operation of motor vehicles in carrier service for hire and for official inspectors and salary and allowances therefor, providing penalties for the violation hereof and other civil actions for the recovery of license fees herein, providing for refund in certain cases, providing for the weighing of motor vehicles for license purposes by public weighmasters, and repealing all Acts and parts of Acts and certain Acts of the Legislature in conflict herewith; and other matters properly connected therewith,' approved March 23, 1933, as amended; approved March 28, 1935, as amended; approved March 24, 1937," approved March 24, 1939.

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

Carried.

By Committee on Labor:

Assembly Bill No. 244—An Act providing for semimonthly pay days for State officers and employees.

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

Carried.

By Mr. Cooper:

Assembly Bill No. 245—An Act requiring employers in the State of Nevada to employ at least eighty percent (80%) thereof who are citizens of the United States, or persons who have been honorably discharged from the military service of the United States, providing a penalty for the violation hereof, and other matters properly relating thereto.

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

Carried.

Mr. Jones moved that the Assembly recess until 5 p. m.

Mr. Farndale amended the motion that the Assembly adjourn until 10 a. m. on the next legislative day.

Amendment lost.

Motion carried.

Assembly in recess at 3:35 p. m.

HOUSE IN SESSION

At 5 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 150, 188, and 189, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Speaker:

Your Committee on Public Morals has had Senate Bill No. 57 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

DENVER DICKERSON, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Senate Bill No. 49 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Senate Bill No. 49 by striking out the word "ten" in line 7 of the printed bill, and insert the word "five"

therefor. Strike out the word "inclusive" in line 8 of the printed bill, and insert the word "exclusive" therefor.

CLIFFORD A. JONES, *Chairman.*

Mr. Speaker:

Your Committee on Social Welfare has had Assembly Bills Nos. 143 and 185 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

DAVID E. GIROUX, *Chairman.*

Mr. Jones moved that the Assembly adjourn until 9 a. m., Tuesday, March 4, 1941.

Mr. Phillips amended the motion, and that the Assembly adjourn until 10 a. m.

Roll call on the amendment to the motion:

YEAS—Messrs. Boak, Brooks, Brown, Carlson, Cooper, Farndale, Jepson, Kleppe, Lewis, Loomis, Mack, McElroy, Munk, Phillips, Smith, Tandy, Tavelle, Whalen, and Mrs. Williams—19.

NAYS—Messrs. Alpers, Baker, Covington, Dickerson, Donnelly, Dow, Giroux, Jones, Kelly, Kispert, Mayes, McCuistion, Monroe, Thompson, and Mr. Speaker—15.

Absent—Messrs. Dalbey, Johnson, McGuirk, Robb, Tognoni, and Trower—6.

Amendment carried.

Assembly adjourned at 5:08 p. m. until 10 a. m., Tuesday, March 4, 1941.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE FORTY-FOURTH DAY

CARSON CITY (Tuesday), March 4, 1941.

Assembly called to order at 10 a. m.
Mr. Speaker in the Chair.
Roll called.
All present.
Prayer by the Chaplain, Reverend J. L. Harvey.

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

COMMUNICATIONS

STATE OF NEVADA
DEPARTMENT OF STATE
CARSON CITY, NEVADA, March 4, 1941.

Nevada Assembly, State of Nevada, Carson City, Nevada.

GENTLEMEN: This is to inform you that Mr. E. C. Mulcahy, Chief Clerk of your honorable body, has this day returned to my office the initiative petition relating to fish and game legislation.

Truly yours,

MALCOLM MCEACHIN,
Secretary of State.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 190 and 191, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 71.
Mr. Brooks moved that Assembly Bill No. 71 be placed on the bottom of the general file.
Carried.

Senate Joint Resolution No. 6.
Roll call on Senate Joint Resolution No. 6:

YEAS—Messrs. Alpers, Baker, Brooks, Brown, Carlson, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Trower, Whalen, and Mrs. Williams—33.
NAYS—None.
Absent—Messrs. Boak, Cooper, Covington, McGuirk, Thompson, and Tognoni—6.
Not voting—Mr. Speaker.

Senate Joint Resolution No. 6 having received a constitutional majority, Mr. Speaker declared it adopted.

Senate Bill No. 35.

Remarks by Mr. McElroy.

Roll call on Senate Bill No. 35:

YEAS—Messrs. Alpers, Baker, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—36.

NAYS—None.

Absent—Messrs. Boak, McGuirk, and Tognoni—3.

Not voting—Mr. Speaker.

Senate Bill No. 35 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 34.

Mr. McElroy moved the adoption of the committee amendment to section 2.

Amendment adopted.

Remarks by Mr. Loomis.

Roll call on Senate Bill No. 34:

YEAS—Messrs. Brooks, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Jepson, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, Munk, Phillips, Robb, and Tandy—19.

NAYS—Messrs. Alpers, Carlson, McElroy, Monroe, Smith, and Tavelle—6.

Absent—Messrs. Boak and McGuirk—2.

Not voting—Messrs. Baker, Brown, Cooper, Giroux, Johnson, Jones, McCuistion, Thompson, Tognoni, Trower, Whalen, Mrs. Williams, and Mr. Speaker—13.

Senate Bill No. 34 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Assembly Bill No. 141.

Mr. Brooks moved the adoption of the committee amendment to section 4.

Amendment adopted.

Remarks by Messrs. Brooks and Dow.

Recess at 10:32 a. m.

HOUSE IN SESSION

At 10:43 a. m.

Mr. Speaker in the Chair.

Quorum present.

Assembly Bill No. 141.

Remarks by Mr. Dow.

Roll call on Assembly Bill No. 141:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—39.

NAYS—None.

Not voting—Mr. Speaker.

Assembly Bill No. 141 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

DEATH OF SENATOR JOHN H. MILLER

The Speaker informed the Assembly that Senator John H. Miller of Mineral County had passed away this morning, and appointed committees from the Assembly as follows:

Messrs. Donnelly, Loomis, and Robb as a committee of three to draw up a resolution in honor of the late Senator.

The Speaker appointed himself and Messrs. Tandy and Donnelly as a committee to take care of the arrangements for the Assembly to take part in the funeral services.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Smith gave notice that on the next legislative day he would move for the reconsideration of Senate Bill No. 34.

Senate Bill No. 58.

Remarks by Mr. McElroy.

Roll call on Senate Bill No. 58:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Tognoni, Trower, Whalen, and Mrs. Williams—35.

NAYS—None.

Absent—Mr. Baker.

Not voting—Messrs. Giroux, Jones, Thompson, and Mr. Speaker—4.

Senate Bill No. 58 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Joint Resolution No. 7.

Remarks by Mr. Dow.

Roll call on Assembly Joint Resolution No. 7:

YEAS—Messrs. Alpers, Baker, Boak, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—37.

NAYS—None.

Absent—Messrs. Brooks and Loomis—2.

Not voting—Mr. Speaker.

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

Assembly Bill No. 142.

Remarks by Messrs. Covington and Giroux.

Roll call on Assembly Bill No. 142.

YEAS—Messrs. Alpers, Baker, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Jones, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips,

Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—32.
NAYS—Mr. Giroux.
Absent—Messrs. Brooks, Kelly, Loomis, and Smith—4.
Not voting—Messrs. Boak, Robb, and Mr. Speaker—3.

Assembly Bill No. 142 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 126.
Remarks by Messrs. Covington, Jones, Thompson, and Boak.
Roll call on Assembly Bill No. 126:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—38.
NAYS—None.
Absent—Mr. Kelly.
Not voting—Mr. Speaker.

Assembly Bill No. 126 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 144.
Remarks by Mr. Baker.
Roll call on Assembly Bill No. 144:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Smith, Tandy, Thompson, Trower, Whalen, and Mrs. Williams—36.
NAYS—None.
Absent—Messrs. Robb, Tavelle, and Tognoni—3.
Not voting—Mr. Speaker.

Assembly Bill No. 144 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 57.
Mr. Johnson moved that Senate Bill No. 57 be made a special order of business for 2 p. m. on the first legislative day following March 5, 1941.
Roll call on motion:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Donnelly, Giroux, Jepson, Johnson, Kispert, Kleppe, Loomis, Mack, Mayes, McCuistion, McGuirk, Munk, Smith, and Tandy—22.
NAYS—Messrs. Baker, Dickerson, Dow, Farndale, Jones, Kelly, McElroy, Monroe, Phillips, Robb, Thompson, Trower, and Whalen—13.
Absent—Messrs. Tavelle and Tognoni—2.
Not voting—Mr. Lewis, Mrs. Williams, and Mr. Speaker—3.

Motion carried.

Assembly Bill No. 156.
Mr. Brooks moved that Assembly Bill No. 156 be placed on the bottom of general file.
Carried.

Assembly Bill No. 49.

Mr. Jones moved that Assembly Bill No. 49 be rereferred to the Committee on Judiciary.

Carried.

Assembly Bill No. 185.

Mr. Lewis moved to amend section 1 by adding the words, "or within the county boundaries of their own county" after the word "county" on page 2, line 3.

Remarks by Messrs. Covington, Lewis, and Phillips.

Mr. Monroe moved the amendment to section 1 be placed on the table.

Motion lost.

Remarks by Messrs. Phillips, Monroe, Boak, Mayes, Lewis, and Cooper.

Amendment lost.

Mr. Dow moved to amend section 1 by striking out the word "pupils" and the words "to and from school" in line 13, page 1, and substituting the word "children."

Remarks by Messrs. Dow, Jones, McCuistion, and Mack.

Amendment lost.

Remarks by Messrs. Monroe, Phillips, Loomis, and Dow.

Messrs. Kelly, Whalen, and Dickerson moved the previous question.

Roll call on motion:

YEAS—Messrs. Brooks, Cooper, Covington, Dalbey, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Kispert, Kleppe, Lewis, Phillips, Tandy, Thompson, Tognoni, Trower, and Mrs. Williams—19.

NAYS—Messrs. Alpers, Baker, Boak, Carlson, Dickerson, Jones, Kelly, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Robb, Smith, Tavelle, and Whalen—19.

Not voting—Mr. Brown and Mr. Speaker—2.

Assembly Bill No. 185 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 192, 193, 194, 195, 196, 197, 198, 199, 200, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

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

Mr. Tognoni amended that the Assembly recess until 1 p. m.

Amendment lost.

Motion carried.

Assembly recessed at 12:10 p. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Quorum present.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 25, which passed by the following vote: Yeas, 13; nays, none; absent, 4.

Also, Assembly Bill No. 87, which passed by the following vote: Yeas, 14; nays, none; absent, 3.

Also, Senate Bill No. 55, which passed by the following vote: Yeas, 14; nays, none; absent, 3.

Also, Senate Bill No. 61, which passed by the following vote: Yeas, 14; nays none; absent, 3.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

Senate Bill No. 55.

Mr. Boak moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Ways and Means.

Senate Bill No. 61.

Mr. Tognoni moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Ways and Means.

By Mr. Jones:

Assembly Bill No. 246—An Act to amend an Act entitled "An Act to license and regulate insurance business in this State," approved February 23, 1881, together with the Acts amendatory thereof or supplementary thereto.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Insurance.

By Mr. Tognoni:

Assembly Bill No. 247—An Act providing for the creation of a State Aeronautics Commission, defining the authority, powers, and duties thereof; providing for the licensing of dealers and for an excise tax on aircraft motor fuels, for the creation and maintenance of a State Aeronautics Fund and prescribing the method of the expenditure thereof; providing for the acceptance of aid from the Federal Government, and from the counties, municipalities, and other political subdivisions of the State, and from other organizations and persons, and for cooperation therewith; providing penalties for violation of the provisions hereof; and other matters relating thereto.

Mr. Tognoni moved that rules be suspended, reading so far had

considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Federal Relations.

Carried.

By Committee on Public Health:

Assembly Bill No. 248—An Act to amend an Act entitled "An Act to create a State Board of Health, defining their duties, prescribing the manner of the appointments of its officers, fixing their compensation, making an appropriation for the support of said board, establishing county boards of health, requiring certain statements to be filed, defining certain misdemeanors and providing penalties therefor, and other matters relating thereto," approved March 27, 1911, together with the Acts amendatory thereof or supplemental thereto.

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

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Livestock has had Assembly Bill No. 124 under consideration, and begs leave to report unfavorably on the same with the recommendation that it do not pass.

Also, Assembly Bill No. 125, and reports favorably on the same, with the recommendation that it do pass.

M. E. MCCUISTION, *Chairman.*

Mr. Speaker:

Your Committee on Fish and Game has had Assembly Bill No. 190 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

AMOS H. DOW, *Chairman.*

Mr. Speaker:

Your Committee on Insurance has had Assembly Bill No. 38 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend Assembly Bill No. 38 by striking out all of section 4 as it appears in lines 17 and 18, page 1 of the printed bill.

JOE S. COOPER, *Chairman.*

Mr. Speaker:

Your Select Committee of Washoe County Delegation has had Assembly Bill No. 112 under consideration, and begs leave to report favorably on the same, with the recommendation that the bill be passed, as amended. Amend section 7 of Assembly Bill No. 112 on page 9, line 19, by striking out the word "fifty," and on page 9, line 20, strike out the words "percent of."

H. L. COVINGTON, *Chairman.*

Mr. Speaker:

Your Committee on Labor has had Assembly Bills Nos. 49 and 107 under consideration, and begs leave to report favorably on the same with the recommendation that they do pass.

Also, Assembly Bill No. 153, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 2 of Assembly Bill No. 153 by striking out the period at the end of line 17, inserting a semicolon and the following: "*provided*, that in no case shall the daily rate of wages be less than five ($5) dollars.

Further amend Assembly Bill No. 153 by striking all of section 8.

JAMES WHALEN, *Chairman.*

Mr. Speaker:

Your Committee on Public Health has had Assembly Bill No. 120 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

R. F. ROBB, *Chairman.*

Mr. Speaker:

Your Committee on Education has had Assembly Bills Nos. 151, 182, and 194 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

BERTON SMITH, *Chairman.*

There being no objections, Mr. Speaker and the Chief Clerk signed Assembly Bills Nos. 15, 26, and 113.

GENERAL FILE AND THIRD READING

Assembly Bill No. 143.

Remarks by Mr. Thompson.

Roll call on Assembly Bill No. 143:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—36.

NAYS—None.

Absent—Messrs. Baker, Dickerson, and Mayes—3.

Not voting—Mr. Speaker.

Assembly Bill No. 143 having received a constitutional majority, Mr. Speaker declared it passed.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 201, 202, 203, 204, 205, 230, and 231, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 71.

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

Remarks by Mr. Loomis.

Amendment adopted.

Remarks by Mr. McGuirk:

Roll call on Assembly Bill No. 71:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Cooper, Covington, Dalbey, Donnelly, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Tognoni, Trower, and Mrs. Williams—32.

NAYS—None.

Absent—Messrs. Baker, Dickerson, and Mayes—3.

Not voting—Messrs. Carlson, Dow, Thompson, Whalen, and Mr. Speaker—5

Assembly Bill No. 71 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 156.

Mr. Brooks moved that Assembly Bill No. 156 be rereferred to the Committee on Public Health.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Labor has had Assembly Bill No. 103 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

JAS. WHALEN, *Chairman.*

Mr. McElroy moved that when the Assembly adjourn on this legislative day it do so in honor of the late Senator John Miller of Mineral County.

Unanimously carried.

Mr. Jones moved that the Assembly recess until 4 p. m.

Assembly in recess at 2:45 p. m.

HOUSE IN SESSION

At 4 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 206, 207, 208, 209, 210, 212, 213, 214, 215, 232, 233, and 235, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 15, 26, and 112 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

DENVER DICKERSON, *Chairman.*

Mr. Speaker:

Your Committee of Lincoln County Delegation has had Assembly Bill No. 173 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

Amend section 4 of Assembly Bill No. 173 by striking out after the period following the figure "4" in line 8, page 2 of the printed bill, the following: "The Sheriff may employ not more than two deputies, each at," and insert in lieu thereof the following: "The Sheriff shall have such deputies, not to exceed five, as he may from time to time require, and as the conditions of the county may demand; *provided*, that no appointment of a permanent Deputy Sheriff shall be made without first obtaining the approval of the Board of County Commissioners by an order entered on their minutes. Any such deputy shall receive."

Amend section 6 of Assembly Bill No. 173 by striking out in line 22, page 3 of the printed bill, the words and figures "six hundred ($600)," and insert in lieu thereof the following: "twelve hundred ($1,200)."

Amend Assembly Bill No. 173 by adding an additional section to be numbered section 9, which said section shall read as follows: "SEC. 9. This Act shall be in full force and effect from and after its passage and approval."

E. H. TROWER, *Chairman.*

Mr. Speaker:

Your Committee on Ways and Means has had Senate Bill No. 55 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

C. D. BAKER, *Chairman.*

Mr. Speaker:

Your Committee on Corporations and Railroads has had Assembly Bill No. 77 under consideration, and begs leave to report on the same, without recommendation.

E. H. TROWER, *Chairman.*

Mr. Speaker:

Your Committee on Public Morals has had Senate Bill No. 22 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

Amend section 14 of Senate Bill No. 22, page 6, line 8, by striking out the word "shall" and inserting in lieu thereof the words "may, in its discretion, for good cause shown." In line 11, strike out the period after the word "men," and insert therein a comma and the words "or any fraternal society or organization." In line 13, insert after the word "affidavit," the words "specifying the pro rata of proceeds; to whom they are to be paid, the recipient's connection with the fraternal organization, society, post or unit." In line 12, insert after the word "such" the words "fraternal organization, society." In line 15, insert after the word "the" the words "fraternal organization, society." In line 18, strike out the article "a" as it appears the first time, and insert in lieu thereof the words "such fraternal organization, society, or."

DENVER DICKERSON, *Chairman.*

Mr. Speaker:

Your Committee on Public Health has had Senate Bill No. 50 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

Amend section 1 of Senate Bill No. 50 on page 1, line 3, by striking out after the word "established," in line 3, page 1 of the printed bill, the following: "pursuant to the authority therefor granted by section 10 of 'An Act relating to the support of the poor,' approved November 29, 1861, being section 5146 Nevada Compiled Laws 1929."

Amend title of Senate Bill No. 50 by striking out after the word "hospitals" the following: "organized and established pursuant to an Act relating to the support of the poor, approved November 29, 1861."

R. F. ROBB, *Chairman.*

Mr. Speaker:

Your Committee on Building and Construction has had Assembly Bill No. 152 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JAMES FARNDALE, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Baker moved that Assembly Bill No. 152, now on general file, be rereferred to Committee on Ways and Means.

Mr. Jepson gave notice that on the next legislative day he would introduce a bill relating to the nomination of candidates.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 231 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend by striking out all of section 3 of the printed bill.

CLIFFORD A. JONES, *Chairman.*

INTRODUCTION AND FIRST READING

By Mr. Farndale:

Assembly Bill No. 249—An Act to amend an Act entitled "An Act

providing for voluntary apprenticeship," approved March 25, 1939, and adding thereto a new section to be known as section 13½.

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

Carried.

By Mr. Farndale:

Assembly Bill No. 250—An Act authorizing and directing the Board of Examiners to issue and sell bonds in the name of the State of Nevada to provide money for the establishment of an "Aid to Blind Fund Program," for the purpose of providing aid to the blind in the State of Nevada; providing for a tax for the redemption of such bonds, and all other matters relating thereto.

Mr. Farndale moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

By Mr. Baker:

Assembly Bill No. 251—An Act authorizing the Governor of the State of Nevada to transfer to the Federal Government of the United States of America, in exchange for other lands, certain lands now owned by the State of Nevada, situated in Clark County of Nevada.

Mr. Baker moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Public Lands.

By Mrs. Williams:

Assembly Bill No. 252—An Act requiring banks to specify reasons for refusal to cash checks, or orders for money, providing a penalty for the violation hereof, and other matters properly relating thereto.

Mrs. Williams moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Banks and Banking.

Mr. Jones moved that the Assembly adjourn until Wednesday, March 5, 1941, at 9 a. m.

Mr. Phillips amended that the Assembly adjourn until 10 a. m.

Amendment lost.

Motion carried.

Assembly adjourned at 4:20 p. m. in honor of the late Senator John W. Miller of Mineral County.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE FORTY-FIFTH DAY

CARSON CITY (Wednesday), March 5, 1941.

Assembly called to order at 9 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Dickerson and Tognoni, who were excused.

The clergy not having been informed of the early hour of meeting and not present, the Assembly had a three minute silent prayer at the request of the Speaker.

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

Carried.

REPORTS OF COMMITTEES

Mr. Speaker;

Your Committee on Ways and Means has had Assembly Bill No. 176 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

C. D. BAKER, *Chairman.*

INTRODUCTION AND FIRST READING

By Committee on Livestock:

Assembly Bill No. 253—An Act for the protection of the growers of farm products, by providing for the licensing and bonding of the buyers thereof; prescribing the powers and duties of the State Board of Stock Commissioners and a director appointed by same in connection therewith; providing penalties for the violation of this Act; making an appropriation for carrying out the provisions thereof; and other matters properly relating thereto.

Mr. McCuistion moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Livestock.

GENERAL FILE AND THIRD READING

Assembly Bill No. 124.

Mr. Carlson moved that Assembly Bill No. 124 be indefinitely postponed.

Carried.

Assembly Bill No. 125.

Remarks by Messrs. Carlson, McCuistion, and Dow.

Roll call on Assembly Bill No. 125:

YEAS—Messrs. Alpers, Baker, Boak. Brown, Carlson, Cooper, Covington,

Dalbey, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—35.

NAYS—None.

Absent—Messrs. Brooks, Dickerson, Loomis, and Tognoni—4.

Not voting—Mr. Speaker.

Assembly Bill No. 125 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 190.

Mr. Brown moved that Assembly Bill No. 190 be placed on the bottom of the general file.

Carried.

Assembly Bill No. 38.

Mr. Brooks moved that Assembly Bill No. 38 be placed on the bottom of the general file.

Carried.

Assembly Bill No. 112.

Mr. Covington moved that Assembly Bill No. 112 be placed on the bottom of the general file.

Motion lost.

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

Amendment adopted.

Remarks by Mr. Brooks.

Roll call on Assembly Bill No. 112:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—36.

NAYS—None.

Absent—Messrs. Dickerson, Loomis, and Tognoni—3.

Not voting—Mr. Speaker.

Assembly Bill No. 112 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 107.

Remarks by Messrs. Whalen, Cooper, Monroe, Lewis, Brown, and Phillips.

Messrs. Dow, Kelly, and McElroy moved the previous question.

Carried.

Roll call on Assembly Bill No. 107:

YEAS—Messrs. Baker, Carlson, Cooper, Donnelly, Dow, Farndale, Jepson, Jones, Kelly, Lewis, McElroy, Phillips, Robb, Thompson, Trower, Whalen, and Covington—17.

NAYS—Messrs. Alpers, Brooks, Brown, Dalbey, Giroux, Johnson, Kispert, Kleppe, Mayes, McGuirk, Monroe, Munk, Smith, and Tavelle—14.

Absent—Messrs. Dickerson, Loomis, and Tognoni—3.

Not voting—Messrs. Boak, Mack, McCuistion, Tandy, Mrs. Williams, and Mr. Speaker—6.

Assembly Bill No. 107 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Assembly Bill No. 153.

Mr. Farndale moved the adoption of the committee amendment to section 2.

Remarks by Mr. Farndale.

Amendment adopted.

Mr. Farndale moved the adoption of the committee amendment to section 8.

Remarks by Mr. Farndale.

Amendment adopted.

Remarks by Messrs. Farndale, Brooks, Boak, Mack, and Whalen.

Messrs. Monroe, Kelly, and Dalbey moved the previous question.

Carried.

Roll call on Assembly Bill No. 153:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—36.

NAYS—None.

Absent—Messrs. Giroux, Loomis, and Tognoni—3.

Not voting—Mr. Speaker.

Assembly Bill No. 153 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. McCuistion moved that Assembly Rule No. 9 be suspended for the remainder of this legislative day.

Carried.

In accordance with notice given on the last legislative day, Mr. Smith moved that Senate Bill No. 34 be placed on the bottom of the general file.

Remarks by Messrs. Jones and McCuistion.

Carried.

Recess at 9:57 a. m.

HOUSE IN SESSION

At 10:05 a. m.

Mr. Speaker in the Chair.

Quorum present.

Assembly Bill No. 120.

Mr. Kelly moved to amend section 12 by striking the word "approvement," and insert in lieu thereof the words "passage and approval."

Amendment adopted.

Remarks by Mr. Giroux.

Roll call on Assembly Bill No. 120:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly,

Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—37.

NAYS—None.

Absent—Messrs. Cooper and Loomis—2.

Not voting—Mr. Speaker.

Assembly Bill No. 120 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 151.

Mr. Baker moved that Assembly Bill No. 151 be referred to Committee on Ways and Means.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Dalbey:

Assembly Bill No. 154—An Act authorizing and directing the State Board of Education of the State of Nevada and its executive officer, the State Superintendent of Public Instruction, to grant public school credits, certificates, or diplomas to enrollees of Civilian Conservation Corps Camps located in the State of Nevada, and other matters properly relating thereto.

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

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 182.

Remarks by Mr. Whalen.

Roll call on Assembly Bill No. 182:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—37.

NAYS—None.

Absent—Messrs. Jepson and Loomis—2.

Not voting—Mr. Speaker.

Assembly Bill No. 182 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 194.

Remarks by Mr. Brooks.

Roll call on Assembly Bill No. 194:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—36.

NAYS—None.

Absent—Messrs. Jepson, Loomis, and Monroe—3.

Not voting—Mr. Speaker.

Assembly Bill No. 194 having received a constitutional majority, Mr. Speaker declared it passed.

MOTIONS, RESOLUTIONS, AND NOTICES

There being no objections, Mr. Speaker and the Chief Clerk signed Assembly Bills Nos. 25 and 87.

Mr. Whalen moved that Assembly Bill No. 103, now on general file, be rereferred to the Committee on Labor.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 216, 217, 218, 219, 220, 211, and 234, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 173.

Mr. Thompson moved the adoption of the committee amendment to section 4.

Remarks by Messrs. Brooks, Thompson, and Lewis.

Amendment adopted.

Mr. Thompson moved the adoption of the committee amendment to section 6.

Amendment adopted.

Mr. Thompson moved the adoption of the amendment to add a new section to Assembly Bill No. 173, namely, section 9.

Amendment adopted.

Roll call on Assembly Bill No. 173:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—38.

NAYS—None.

Absent—Mr. Loomis.

Not voting—Mr. Speaker.

Assembly Bill No. 173 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Senate Bill No. 55.

Remarks by Messrs. Baker and Whalen.

Roll call on Senate Bill No. 55:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—38.

NAYS—None.

Absent—Mr. Loomis.

Not voting—Mr. Speaker.

Senate Bill No. 55 having received a constitutional majority, Mr. Speaker declared it passed.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Trower moved that Assembly Bill No. 77 be indefinitely postponed.

Remarks by Messrs. Dalbey, Cooper, Brooks, and Phillips.

Motion lost.

GENERAL FILE AND THIRD READING

Assembly Bill No. 77.

Mr. Kispert moved to amend section 1 by inserting between the words "party" and "shall" at the end of line 7, page 1 of the printed bill, the words "at any official hearing called by the commission."

Remarks by Mr. Dalbey.

Amendment adopted.

Remarks by Messrs. Dalbey, Brooks, Farndale, Tavelle, and Monroe.

Messrs. Dickerson, McCuistion, and Dow moved the previous question.

Carried.

Roll call on Assembly Bill No. 77:

YEAS—Messrs. Alpers, Boak, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Johnson, Jones, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Thompson, Tognoni, Whalen, and Mrs. Williams—29.

NAYS—Messrs. Brooks, Donnelly, Dow, Giroux, Jepson, Kelly, Tavelle, and Trower—8.

Absent—Messrs. Baker and Farndale—2.

Not voting—Mr. Speaker.

Assembly Bill No. 77 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Assembly Bill No. 78.

Mr. Kispert moved that Assembly Bill No. 77 be placed on the bottom of the general file.

Roll call on motion:

YEAS—Messrs. Boak, Carlson, Cooper, Dalbey, Farndale, Jepson, Kelly, Kispert, Lewis, Monroe, Phillips, Thompson, Tognoni, and Whalen—14.

NAYS—Messrs. Brooks, Dickerson, Donnelly, Dow, Giroux, Kleppe, Loomis, Mack, McCuistion, McElroy, McGuirk, Munk, Smith, Tavelle, and Trower—15.

Absent—Messrs. Baker and Robb—2.

Not voting—Messrs. Alpers, Brown, Covington, Johnson, Jones, Mayes, Tandy, Mrs. Williams, and Mr. Speaker—9.

Motion carried.

Mr. Mayes explained his action on Assembly Bill No. 78, stating that he was operating directly under the Public Service Commission and this bill would directly affect all of his operations, which was the reason for his passing his vote.

Senate Bill No. 22.

Mr. Dickerson moved the adoption of committee amendments to section 14.

Amendments adopted.

Remarks by Messrs. Dickerson and Johnson.

Roll call on Senate Bill No. 22:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Giroux, Jepson, Johnson, Kispert, Kleppe, Loomis, Mack, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tognoni, Trower, and Whalen—27.

NAYS—Messrs. Baker, Donnelly, Dow, Jones, Kelly, McCuistion, Smith, and Tavelle—8.

Not voting—Messrs. Farndale, Lewis, Thompson, Mrs. Williams, and Mr. Speaker—5.

Senate Bill No. 22 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 221, 222, 223, 224, 225, 226, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Speaker:

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

Amend section 1 of Assembly Bill No. 33, line 1, page 1 of the printed bill, by striking out after the period following the figure 1, in line 1, page 1 of the printed bill, all of the remainder of said bill, and insert in lieu thereof the following:

That with respect to the employment of females in private employment in this State it is the sense of the Legislature that the health and welfare of female persons required to earn their living by their own endeavors require certain safeguards as to hours of service and compensation therefor. The health and welfare of the female workers of this State are of concern to the State and the wisdom of the ages dictates that reasonable hours, not to exceed eight in any one day, are necessary to such health and welfare, and, further, that compensation for the work and labor of female workers must be sufficient to maintain that health and welfare. The policy of this State is hereby declared to be that any one twenty-four hour period and not more than forty-eight hours in any one week is the maximum number of hours female workers shall be employed in private employment, with certain exceptions in emergencies, and that no less than three dollars and fifty cents for one day of eight hours, or twenty-one dollars for one week of six days of eight hours each shall be paid such female workers in this State.

SEC. 2. It shall be unlawful for any person, firm, association or corporation, or any agent, servant, employee, or officer of any such firm, association, or corporation to employ, cause to be employed, or permit to be employed, or contract with, cause to be contracted with or permit to be contracted with any female at or for a lesser wage than three dollars and fifty cents for one day of eight hours or twenty-one dollars for one week or six days of eight hours each; *provided*, all females employed to work, labor, or serve a lesser number of hours than eight in any one day or a lesser number of days than six in any one week, if the wages are computed upon a weekly basis, shall be paid therefor her wages computed upon the full daily or weekly rate then and there paid for such work, labor, or service, and in no event shall such computation be so made as to cause any reduction of such daily or weekly rate or any reduction of the minimum daily or weekly wage fixed in this act as applied to such lesser number of hours or days so employed; *provided*, that during a probationary period of not to exceed three consecutive months the employer, and his or her employee or employees, may stipulate that the provisions of this section shall not apply; *provided*, that during a probationary period of not to

exceed three consecutive months the employer, and his or her employee or employees, may stipulate that the provisions of this section which provide a wage of three dollars or more for one day of eight hours or less, or eighteen dollars or more for one week of forty-eight hours or less, shall not apply, but in all such cases where such a stipulation has been entered into, the employer shall pay to such female employees not less than three dollars for one day of not more than eight hours, or eighteen dollars for one week of six days of not more than eight hours each, and all other provisions of this act shall in all other respects govern hours and wages of female employees during said stipulated probationary period.

JAS. WHALEN, *Chairman.*

Mr. Whalen moved that the amendments to Assembly Bill No. 33 be printed.

Carried.

Mr. Speaker:

Your Committee on Public Lands has had Assembly Bill No. 140 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

Also, Assembly Bill No. 149, and reports favorably on the same, with the recommendation that it do pass.

E. H. TROWER, *Chairman.*

GENERAL FILE AND THIRD READING

Senate Bill No. 50.

Mr. Robb moved the adoption of the committee amendment to section 10.

Remarks by Mr. Boak.

Amendment adopted.

Remarks by Messrs. Robb, Giroux, Jones, Monroe, Donnelly, and Tavelle.

Mr. Loomis moved to amend Senate Bill No. 50 by striking out all of section 5 as it appears on page 2 of the printed bill.

Remarks by Mr. Boak.

Mr. Loomis withdrew his amendment.

Messrs. Dow, Kelly, and McCuistion moved the previous question.

Carried.

Roll call on Senate Bill No. 50:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McGuirk, Monroe, Munk, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—36.

NAYS—None.

Absent—Messrs. Jepson, McElroy, and Phillips—3.

Not voting—Mr. Speaker.

Senate Bill No. 50 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. Robb moved the adoption of the amendment to the title of Senate Bill No. 50.

Amendment adopted.

Recess at 11:26 a. m.

HOUSE IN SESSION

At 11:35 a. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 25 and 87 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

DENVER DICKERSON, *Chairman.*

INTRODUCTION AND FIRST READING

Unanimous consent was given Mr. Kispert to introduce a bill.

By Mr. Kispert:

Assembly Bill No. 255—An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada, and to repeal certain Acts relating thereto," approved March 23, 1891, together with the Acts amendatory thereof or supplemental thereto.

Mr. Kispert moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Taxation.

By Committee on Mines and Mining:

Assembly Bill No. 256—An Act regulating the sale, trade, handling, or dealing in used machinery, tools, scrap metal, waste material, junk, or other products thereof, requiring the license from all persons engaged therein, defining the powers and duties of certain persons in relation thereto, providing a penalty for the violation of this Act, and other matters properly relating thereto.

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

Carried.

By Washoe County Delegation:

Assembly Bill No. 257—An Act to create a civil service commission in the city of Reno, Nevada, providing for selective service for the officers and employees of the police and fire departments; defining the powers of said commission; regulating the removal, suspension, and demotion of the personnel of said departments; and other matters relating thereto.

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

Carried.

By Committee on Livestock:

Assembly Bill No. 258—An Act to amend an Act entitled "An Act

requiring traveling merchants to procure a license, fixing the amount thereof, providing penalties for violation hereof, and repealing all Acts and parts of Acts in conflict herewith," approved March 22, 1915, as amended March 23, 1933.

Mr. Thompson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

Remarks by Messrs. McCuistion and Whalen.

The bill was referred to Committee on Livestock.

By Mr. Whalen:

Assembly Bill No. 259—An Act relating to the licensing of persons operating motor vehicles upon highways and to make uniform the law relating thereto, providing for a board of examiners therefor, defining the duty of certain officers and other persons in relation thereto, and other matters properly relating thereto.

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

Carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 59, which passed by the following vote: Yeas, 15; nays, none; absent, 1.

Also, Assembly Bill No. 130, which passed: Yeas, 15; nays, none; absent, 1.

Also, to present Senate Substitute for Assembly Bill No. 54, which passed: Yeas, 15; nays, none; absent, 1.

Also, Senate Joint Resolution No. 8, which passed: Yeas, 15; nays, none; absent, 1.

Also, Senate Joint Resolution No. 9, which passed: Yeas, 15; nays, none; absent, 1.

Also, Senate Bill No. 12, which passed, as amended: Yeas, 15; nays, none; absent, 1. Amend as follows: Insert in line 1, page 1, after the word "Act" the following: "Nevada Statutes of 1937, page 129."

Also, Senate Bill No. 13, which passed, as amended: Yeas, 15; nays, none; absent, 1. Amend section 1 by adding after the word "Act," line 1, page 1 of the printed bill: "being Nevada Statutes 1937, page 129." Amend section 2(g) by striking out after the word "showing," line 32, page 2 of the printed bill, the words "his approximate age," and add in lieu thereof the words "that he is sixty-five years of age or over." Further amend section 2(g) by adding after the word "based," line 20, page 3 of the printed bill, a new paragraph which shall read as follows: "(8) The board may also accept any other proof which in its opinion is sufficient to satisfactorily establish applicant's age." Amend section 2 of Senate Bill No. 13, page 4 of the printed bill, by striking out in line 3 the words "not less than." Further amend section 2 by striking out in line 8, page 4 of the printed bill, the words "not less than." Further amend Senate Bill No. 13, page 3, line 21, by changing the word and figure "SEC. 3" to read "SEC. 2." Further amend, page 4, line 9, by changing the word and figure "SEC. 4" to read "SEC. 3," and in line 11, page 4, the word and figure "SEC. 5" to read "SEC. 4."

F. BUCKINGHAM,
Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

Senate Joint Resolution No. 9.

Mr. Dalbey moved that rules be suspended, reading so far had

considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Public Lands.

Carried.

Senate Joint Resolution No. 8.

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

Carried.

Senate Bill No. 12.

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

Carried.

Senate Bill No. 13.

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

Carried.

Senate Substitute for Assembly Bill No. 54.

On motion of Mr. Dalbey, Senate Substitute for Assembly Bill No. 54 was placed on general file for third reading and final passage.

COMMUNICATIONS

UNIVERSITY OF NEVADA

RENO, NEVADA, March 1, 1941

Nevada State Assembly, Carson City, Nevada. (Attention William J. Cashill.)

DEAR MR. CASHILL: The Associated Engineers of the University of Nevada take pleasure in inviting all the Nevada Assemblymen and attachés to be their guests at the twenty-sixth annual Engineer's Day Exhibition on the University Campus, Saturday, March 15, from noon until 8 p. m.

In order to acquaint you with the work and progress of the engineering students of the University, we earnestly urge your attendance at this interesting and instructive occasion.

Very truly yours,

CHARLES YETTER.

Mr. Brown gave notice that on the next legislative day he would move to rescind the action of the Assembly taken on Assembly Bill No. 159.

Mr. Phillips moved that Assembly Bill No. 79 be withdrawn from the Committee on Trade and Manufactures and referred to a Select Committee of Mr. Monroe of Elko County.

Remarks by Messrs. Monroe and Phillips.

Motion carried.

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

Carried.

Assembly recessed at 11:55 a. m.

HOUSE IN SESSION

At 2 p. m.
Mr. Speaker in the Chair.
Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 227, 228, 229, 236, 237, 238, 239, and 240, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Jones moved that the Assembly recess until 3 : 30 p. m.
Carried.

Recess at 2 : 04 p. m.

HOUSE IN SESSION

At 3 : 30 p. m.
Mr. Speaker in the Chair.
Quorum present.

MOTIONS, RESOLUTIONS, AND NOTICES

By Mrs. Williams and Mr. Lewis:

Assembly Resolution No. 18, expressive of sympathy to Senator Charles H. Russell.

WHEREAS, Senator Russell's mother passed away on the 23d day of February of this year after a brief illness; and

WHEREAS, We have known Senator Russell as a member of this House, serving as such for three terms, in which capacity we learned to know and to respect and love him as a friend and citizen; and

WHEREAS, We realize that the Senator's loss is one that can never be replaced; now, therefore, as an expression of our sympathy and kindly feeling for the Senator, be it

Resolved, That we deplore with him the untimely loss of his beloved mother, and in this hour of his bereavement that we accord to him as a tribute of our respect this acknowledgment, as an act of personal and official condolence; be it further

Resolved, That a properly certified copy of this resolution be transmitted by the Chief Clerk of the Assembly to Senator Russell; and be it further

Resolved, That a copy thereof be spread upon the minutes of this Assembly.

Mr. Lewis moved that the resolution be adopted.
The resolution was unanimously adopted.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Boak stated that in accordance with notice given on the fortieth day, Nye County Delegation would, on the next legislative day, introduce two bills instead of one regarding the salaries of the Nye County officers.

Mr. Covington gave notice that on the next legislative day the Committee on Rules would propose amendments to Rules 2 and 9 of the Nevada Assembly.

GENERAL FILE AND THIRD READING

Assembly Bill No. 231.

Mr. Loomis moved the adoption of the committee amendment to section 3.

Amendment adopted.

Remarks by Messrs. Loomis and Whalen.

Roll call on Assembly Bill No. 231:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—37.

NAYS—None.

Absent—Messrs. Jones and McGuirk—2.

Not voting—Mr. Speaker.

Assembly Bill No. 231 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 190.

Mr. Brown moved to amend section 1 by striking out the figures "500," on page 2, line 7, and insert the figures "750."

Amendment adopted.

Mr. Brown moved to further amend section 1 by striking out the figures "500," on page 2, line 14, and insert the figures "750."

Amendment adopted.

Remarks by Messrs. Brown and Covington.

Roll call on Assembly Bill No. 190:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Dalbey, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, McCuistion, McElroy, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—34.

NAYS—Messrs. Covington and Dickerson—2.

Absent—Messrs. Jones, Mayes, and McGuirk—3.

Not voting—Mr. Speaker.

Assembly Bill No. 190 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 38.

Mr. Loomis moved the adoption of the committee amendment to section 4.

Amendment adopted.

Remarks by Messrs. Loomis and McElroy.

Roll call on Assembly Bill No. 38.

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—37.

NAYS—None.

Absent—Messrs. Jones and McGuirk—2.

Not voting—Mr. Speaker.

Assembly Bill No. 38 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Public Parks has had Assembly Bill No. 220 under consideration, and begs leave to report favorably on the same, with the recommendation that it be rereferred to the Committee on Ways and Means, with amendment. Amend section 1 of Assembly Bill No. 220 by striking the words and figures "one thousand dollars ($1,000)" in lines 3 and 4 and substituting therefor the words and figures "two thousand dollars ($2,000)."

JOHN A. KELLY, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 229 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 2 of Assembly Bill No. 229 by striking out all of section 2, page 2, lines 25 and 26 of the printed bill.

Also, Assembly Bill No. 221, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 9 of Assembly Bill No. 221 by striking out all of section 9, page 4, lines 32 and 33 of the printed bill.

Also, Assembly Bill No. 147, and reports favorably on the same, with the recommendation that it do pass, as amended.

Amend section 1 of Assembly Bill No. 147, page 1, line 4, by striking out the bracket before the word "every" in line 4, page 1 of the printed bill, and by placing the bracket before the word "property."

Page 1, line 5, insert the word "and" after the word "take." Line 5, page 1 of the printed bill, strike out the comma after the word "lead" and insert a comma after the word "away."

Page 1, line 10, strike out after the word "person" the word "or," and insert in lieu thereof the word "of."

Page 2, line 20, strike out lines 20, 21, 22, and 23.

Also, Assembly Bill No. 223, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 2 of Assembly Bill No. 223 by striking out all of section 2, page 3, lines 21 and 22 of the printed bill.

Also, Assembly Bill No. 222, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 10 of Assembly Bill No. 222 by striking out all of section 10, page 2, lines 32 and 33 of the printed bill.

Also, Assembly Bill No. 209, and reports favorably on the same, with the recommendation that it do pass, as amended.

Amend section 6 of Assembly Bill No. 209 by striking out all of section 6, page 3, lines 14 and 15 of the printed bill.

J. F. MCELROY, *Acting Chairman.*

Mr. Speaker:

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

Also, Assembly Bill No. 191, and reports favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 48, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Senate Bill No. 48 by adding three paragraphs, as follows, on page 13, after line 18:

Route 73. Beginning at a point on State Route 14 north of Baker, thence southeasterly through Baker to the Nevada-Utah State line enroute to Milford, Utah.

Route 74. Beginning at a point on State Route 14 near Baker, thence westerly to Lehman Caves in Lehman Cave National Monument.

Route 75. That portion of road in Nine-Mile Rock, nine miles east of Panaca, to the Utah-Nevada State line due east through Crestline, a distance of approximately fifteen miles.

EARL MAYES, *Chairman.*

Mr. Speaker:

Your Committee on Counties and County Boundaries has had Assembly Bills Nos. 119 and 148 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

JAS. WHALEN, *Chairman.*

GENERAL FILE AND THIRD READING

Senate Bill No. 34.

Mr. Tognoni moved that Senate Bill No. 34 be placed on the bottom of the general file.

Carried.

Assembly Bill No. 78.

Remarks by Messrs. McGuirk, Dalbey, Loomis, Dow, and Cooper.

Roll call on Assembly Bill No. 78.

YEAS—Messrs. Alpers, Boak, Cooper, Covington, Dalbey, Giroux, Jepson, Johnson, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McGuirk, Monroe, Phillips, Smith, Tandy, Thompson, Whalen, and Mrs. Williams—22.

NAYS—Messrs. Baker, Dickerson, Donnelly, Dow, Jones, Kelly, Loomis, Munk, Tavelle, and Trower—10.

Absent—Messrs. Brown, Farndale, McElroy, and Tognoni—4.

Not voting—Messrs. Brooks, Carlson, Robb, and Mr. Speaker—4.

Assembly Bill No. 78 having received a constitutional majority, Mr. Speaker declared it passed.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. McGuirk gave notice that on the next legislative day he would move for the reconsideration of Assembly Bill No. 78.

Mr. Speaker pro tem. in the Chair.

Senate Substitute for Assembly Bill No. 34.

Remarks by Messrs. Dalbey and Tandy.

Mr. Dalbey moved the adoption of Senate Substitute for Assembly Bill No. 34.

Senate substitute adopted.

Remarks by Mr. Dalbey.

Roll call on Senate Substitute for Assembly Bill No. 34.

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McGuirk, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen and Mrs. Williams—35.

NAYS—None.

Absent—Messrs. Giroux, McElroy, and Monroe—3.

Not voting—Mr. McCuistion and Mr. Speaker—2.

Senate Substitute for Assembly Bill No. 34 having received a constitutional majority, Mr. Speaker pro tem. declared it passed.

Mr. Speaker in the Chair.

Senate Bill No. 34.

Remarks by Mr. Jones.

Roll call on Senate Bill No. 34:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Dalbey, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McElroy, Munk, Phillips, Robb, Smith, Tandy, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—31.

NAYS—Messrs. Carlson, Cooper, Covington, McCuistion, McGuirk, and Tavelle—6.

Absent—Messrs. Giroux and Monroe—2.

Not voting—Mr. Speaker.

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

Mr. Jones moved that the Assembly adjourn until Thursday, March 6, 1941, at 9 a. m.

Carried.

Assembly adjourned at 4:45 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE FORTY-SIXTH DAY

CARSON CITY (Thursday), March 6, 1941.

Assembly called to order at 9 a. m.
Mr. Speaker in the Chair.
Roll called.
All present except Mr. Loomis, who was excused.
Prayer by the Chaplain, Reverend J. L. Harvey.

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

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Covington gave notice that on the next legislative day he would move to amend the Assembly rules to the effect that the person last speaking on the question could not move the previous question.

Mr. Jones moved that Assembly Rule No. 9 be suspended for the remainder of this legislative day.
Carried.

INTRODUCTION AND FIRST READING

By Committee on Counties and County Boundaries:
Assembly Bill No. 260—An Act concerning certain county officers in the county of Churchill, State of Nevada, fixing the salaries and compensation, and other matters properly relating thereto.
Carried.
Mr. Whalen moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Select Committee of Churchill County Delegation.
Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 176.
Mr. Baker moved the adoption of the committee amendment to section 1 by adding on page 1, line 13, immediately following the words "State Board of Health," the words "Employment Security Department."
Amendment adopted.
Remarks by Mr. Brooks.
Roll call on Assembly Bill No. 176:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk,

Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Tognoni, Trower, Whalen, and Mrs. Williams—35.

NAYS—None.

Absent—Messrs. Dalbey, Loomis, Smith, and Thompson—4.

Not voting—Mr. Speaker.

Assembly Bill No. 176 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 149.

Mr. Brooks moved to amend section 1 by striking out the period at the end of line 9, page 1 of the printed bill, insert in lieu thereof a semicolon and the following: "*provided,* that said conveyance shall contain no term or terms whereby will be surrendered or cause to be surrendered any jurisdiction of this State over said lands and people and property thereon situate that said State now possesses over the public domain belonging to the United States within this State."

Amendment adopted.

Remarks by Mr. Brooks.

Roll call on Assembly Bill No. 149:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Tognoni, Trower, and Mrs. Williams—32.

NAYS—None.

Absent—Messrs. Baker, Dalbey, Loomis, Mayes, Smith, Thompson, and Whalen—7.

Not voting—Mr. Speaker.

Assembly Bill No. 149 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 140.

Remarks by Mr. Brooks.

Roll call on Assembly Bill No. 140:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Tognoni, Trower, Whalen and Mrs. Williams—35.

NAYS—None.

Absent—Messrs. Loomis, Smith, and Thompson—3.

Not voting—Mr. Giroux and Mr. Speaker—2.

Assembly Bill No. 140 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 220.

Mr. Kelly moved that Assembly Bill No. 220 be referred to Committee on Ways and Means.

Carried.

Assembly Bill No. 229.

Mr. McGuirk moved that Assembly Bill No. 229 be placed on the bottom of the general file.

Carried.

Assembly Bill No. 221.

Mr. Jones moved the adoption of the committee amendment to section 9.

Amendment adopted.

Remarks by Messrs. Jones and Boak.

Roll call on Assembly Bill No. 221:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Lewis, Mack, Mayes, McCuistion, McElroy, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—35.

NAYS—None.

Absent—Messrs. Kleppe, Loomis, and McGuirk—3.

Not voting—Mr. Smith and Mr. Speaker—2.

Assembly Bill No. 221 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 147.

Mr. Whalen moved that Assembly Bill No. 147 be placed on the bottom of the general file.

Carried.

Assembly Bill No. 223.

Mr. Jones moved the adoption of the committee amendment to section 2.

Amendment adopted.

Remarks by Messrs. Jones, Boak, Dow, Monroe, Dickerson, Kelly, and Lewis.

Roll call on Assembly Bill No. 223.

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—37.

NAYS—None.

Absent—Messrs. Giroux and Kleppe—2.

Not voting—Mr. Speaker.

Assembly Bill No. 223 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 222.

Mr. Jones moved the adoption of the committee amendment to section 10.

Amendment adopted.

Remarks by Mr. Jones.

Roll call on Assembly Bill No. 222:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—39.

NAYS—None.

Not voting—Mr. Speaker.

Assembly Bill No. 222 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 209.

Mr. Jones moved the adoption of the committee amendment to section 6.

Amendment adopted.

Remarks by Messrs. Phillips, Loomis, and Brooks.

Mr. Boak moved to amend section 1, line 2, page 1, following the comma after the word "murder" add the word "kidnapping."

Amendment adopted.

Roll call on Assembly Bill No. 209.

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kleppe, Loomis, Mack, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—35.

NAYS—None.

Absent—Messrs. Baker, Kispert, and Mayes—3.

Not voting—Mr. Lewis and Mr. Speaker—2.

Assembly Bill No. 209 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

There being no objections, Mr. Speaker and the Chief Clerk signed Assembly Bills Nos. 130 and 59.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 241, 242, 243, 244, 245, 246, 247, 248, 250, 251, and 252, and Assembly Joint Resolution No. 9, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Tandy moved that the Chief Clerk be authorized to make the necessary corrections in Assembly Bill No. 242.

Carried.

GENERAL FILE AND THIRD READING

Senate Joint Resolution No. 5.

Roll call on Senate Joint Resolution No. 5:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—38.

NAYS—None.

Absent—Mr. Baker and Mr. Speaker—2.

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

Assembly Bill No. 191.

Remarks by Mr. Carlson.

Roll call on Assembly Bill No. 191:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Jones,

Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—38.

NAYS—None.

Absent—Mr. Speaker.

Not voting—Mr. Giroux.

Assembly Bill No. 191 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 48.

Mr. Mayes moved the adoption of the committee amendment.

Amendment adopted.

Mr. Baker moved that Senate Bill No. 48 be placed on the bottom of the general file.

Remarks by Mr. Mayes.

Motion carried.

Mr. Jones moved that the Assembly recess for five minutes.

Carried.

Assembly recessed at 10:10 a. m.

HOUSE IN SESSION

At 10:20 a. m.

Mr. Speaker pro tem. in the Chair.

Quorum present.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Mayes moved that Senate Bill No. 48 be removed from the general file and referred to Committee on Roads and Highways.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 119.

Remarks by Mr. Giroux.

Roll call on Assembly Bill No. 119:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—34.

NAYS—None.

Absent—Messrs. Baker, Lewis, Loomis, Smith, Tavelle, and Mr. Speaker—6.

Assembly Bill No. 119 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 148.

Remarks by Messrs. Brown and Monroe.

Mr. Brown moved that Assembly Bill No. 148 be referred to Committee on Judiciary.

Carried.

Assembly Bill No. 229.

Mr. Loomis moved the adoption of the committee amendment to section 2.

Amendment adopted.

Remarks by Messrs. Loomis and Boak.

Roll call on Assembly Bill No. 229:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Donnelly, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Tognoni, Trower, Whalen, and Mrs. Williams—34.

NAYS—None.

Absent—Messrs. Baker, Dickerson, Mayes, Thompson, and Mr. Speaker—5.

Not voting—Mr. Giroux.

Assembly Bill No. 229 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Brown moved that the Assembly rescind its action on Assembly Bill No. 159.

Remarks by Messrs. Brown, Jones, McCuistion, Covington, and Boak.

Motion was unanimously carried.

Mr. Brown moved that Assembly Bill No. 159 be placed on the bottom of general file for final passage.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 147.

Mr. Speaker in the Chair.

Mr. Jones moved that the Chief Clerk be authorized to make the necessary corrections in the amendment.

Carried.

Mr. Jones moved the adoption of the committee amendment to section 1 by striking out the comma and inserting the word "and" after the word "take" in line 5, page 1 of the printed bill. Further amend line 5, page 1 of the printed bill, by striking out the comma after the word "lead" and inserting a comma after the word "away."

Amendment adopted.

Mr. Jones moved the adoption of the committee amendment to section 1 by striking out after the word "person," line 10, page 1 of the printed bill, the word "or" and inserting in lieu thereof the word "of."

Amendment adopted.

Mr. Loomis moved the adoption of the committee amendment to sections 2 and 3.

Amendment adopted.

Recess at 10:50 a. m.

HOUSE IN SESSION

At 11:10 a. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Assembly Bill No. 147.

Mr. Whalen moved to amend section 1 by inserting after the word "claim" in line 18, page 2 of the printed bill, the words "that has been."

Amendment adopted.

Mr. Whalen moved to further amend section 1 by inserting after the word "employer" in line 18, page 2 of the printed bill, the following: "for the period of thirty (30) days."

Amendment adopted.

Remarks by Messrs. Whalen and Jones.

Mr. Loomis moved to further amend section 1 by inserting after the word "days," of the amendment, line 18 of the printed bill, the words "last past."

Amendment adopted.

Roll call on Assembly Bill No. 147:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—38.

NAYS—None.

Absent—Mr. Smith.

Not voting—Mr. Speaker.

Assembly Bill No. 147 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

MOTIONS, RESOLUTIONS, AND NOTICES

By Messrs. Donnelly, Robb, and Loomis:

Assembly Resolution No. 19, expressing regret for the untimely death of Senator J. H. Miller:

WHEREAS, Senator J. H. Miller of Mineral County has been called from our midst, while in the service of his State and people, to serve in that august body where death never comes; and

WHEREAS, We feel that his death was untimely, in as much as his State needs the services which he was so well qualified and always ready to render; and

WHEREAS, Those of us who have learned to know of his great interest in mankind and in the affairs of his State have learned to revere his memory and to respect with admiration his accomplishments of the many years of his public service; now, therefore, be it

Resolved, That the Assembly of the State of Nevada realizes the serious loss to the progress of this State by the demise of our friend and co-worker; and be it further

Resolved, That in commemoration of our respect for him as a friend and for his services as a citizen that it is the sense of this Assembly that we deeply regret his loss and that we sympathize with his loved ones, for where they have lost a husband and father we have lost a sincere friend, and the State a valued citizen; and be it further

Resolved, That the Speaker of this Assembly designate a committee, as the representatives of this body, to accompany the funeral procession to his last resting place; and be it further

Resolved, That properly certified copies of this resolution be transmitted to

the family of the deceased and that a copy thereof be spread upon the minutes of this Assembly.

Mr. Donnelly moved that the resolution be adopted.

Resolution unanimously adopted.

By Committee on Rules:

Assembly Resolution No. 20:

Resolved by the Assembly of the State of Nevada, That the last paragraph of Rule 2 be amended to read as follows:

"Any question may be made a special order for a certain day and hour by two-thirds vote of the members voting, and when the hour arrives the special order shall be taken up as of course, unless otherwise ordered by the House."

Mr. Covington moved the adoption of the resolution.

Resolution adopted.

By Committee on Rules:

Assembly Resolution No. 21:

Resolved by the Assembly of the State of Nevada, That Rule No. 9 of the Assembly Rules be amended to read as follows:

"The Assembly may, in its discretion, resolve itself into a Committee of the Whole to hear statements on pending legislation or other matters from persons who are not members of the body."

Mr. Covington moved the adoption of the resolution.

Remarks by Messrs. Covington and Loomis.

Resolution adopted.

By Committee on Rules:

Assembly Resolution No. 22:

Resolved by the Assembly of the State of Nevada, That Assembly Rule No. 33 be amended to read as follows:

"The previous question shall be in this form: 'Shall the main question be now put?' and its effect, when sustained by a majority of the members elected, shall be to put an end to all debate, and bring the House to a vote on the question or questions before it. The previous question cannot be moved by the member last speaking on the question."

Remarks by Mr. Covington.

Mr. Covington moved that the resolution be adopted.

Resolution adopted.

INTRODUCTION AND FIRST READING

Unanimous consent was given to Mr. McCuistion to introduce a bill.

By Mr. McCuistion (by request):

Assembly Bill No. 261—An Act to amend an Act entitled "An Act to provide for cooperation of State and county officers and agencies with the Federal Government in relation to grazing lands, for the disposition of money received from the Federal Government, for the creation of State grazing boards to direct and guide disposition of such moneys, and defining their powers and duties, providing for certain duties by State and county officials, and other matters relating thereto," approved March 14, 1939.

Mr. McCuistion moved that rules be suspended, reading so far had

considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 59 and 130 with the engrossed copies, finds same correctly enrolled, and has this day delivered the same to the Governor.

DENVER DICKERSON, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. McGuirk moved for the reconsideration of Assembly Bill No. 78.

Remarks by Messrs. Loomis and Dalbey.

Roll call on reconsideration:

YEAS—Messrs. Brooks, Brown, Dickerson, Donnelly, Dow, Giroux, Jones, Kelly, Loomis, Mack, McElroy, McGuirk, Munk, Phillips, Tavelle, and Trower—16.

NAYS—Messrs. Alpers, Baker, Boak, Carlson, Cooper, Covington, Dalbey, Farndale, Jepson, Kispert, Kleppe, Lewis, Mayes, Monroe, Smith, Tandy, and Whalen—17.

Absent—Mr. Tognoni.

Not voting—Messrs. Johnson, McCuistion, Robb, Thompson, Mrs. Williams, and Mr. Speaker—6.

Motion lost.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Public Health has had Assembly Bill No. 156 under consideration and begs leave to report favorably on the same, with the recommendation that it do pass.

R. F. ROBB, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 159.

Remarks by Mr. Loomis.

Roll call on Assembly Bill No. 159:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—38.

NAYS—None.

Absent—Mr. Tognoni.

Not voting—Mr. Speaker.

Assembly Bill No. 159 having received a constitutional majority, Mr. Speaker declared it passed.

There being no objections, Mr. Speaker and the Chief Clerk signed Senate Bills Nos. 35, 58, and 41, and Senate Joint Resolution No. 6.

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

Carried.

Assembly recessed at 11:55 a. m.

HOUSE IN SESSION

At 1 p. m.
Mr. Speaker in the Chair.
Quorum present.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 23, which this day passed, as amended, by the following vote: Yeas, 15; nays, none; absent, 1. Amend section 2 of Senate Bill No. 23 by adding the word "only" after the word "County" in line 9, page 1 of the printed bill.

Also, Senate Bill No. 30, which passed, as amended: Yeas, 15; nays, none; absent, 1. Amend section 11 of Senate Bill No. 30, page 9, line 1, by striking the word "shall" and insert in lieu thereof, the word "may."

Also, Senate Bill No. 59, which passed: Yeas, 13; nays, 1; absent, 2.

Also, Senate Bill No. 63, which passed: Yeas, 14; nays, none; absent, 2.

Also, Senate Bill No. 70, which passed: Yeas, 14; nays, 1; absent, 1.

Also, Senate Bill No. 75, which passed: Yeas, 15; nays, none; absent, 1.

Also, to return Assembly Bill No. 24, which passed: Yeas, 13; nays, 2; absent, 1.

Also, Assembly Bill No. 86, which passed: Yeas, 15; nays, none; absent, 1.

Also, Assembly Bill No. 88, which passed: Yeas, 15; nays, none; absent, 1.

Also, Assembly Bill No. 97, which passed: Yeas, 15; nays, none; absent, 1.

Also, Assembly Bill No. 132, which passed: Yeas, 15; nays, none; absent, 1.

Also, to present Senate Concurrent Resolution No. 3, which was this day adopted.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

Mr. Mayes moved the adoption of Senate Concurrent Resolution No. 3.

Adopted.

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

Carried.

Assembly in recess at 1:09 p. m.

HOUSE IN SESSION

At 2 p. m.
Mr. Speaker in the Chair.
Quorum present.

SPECIAL ORDER OF BUSINESS

At 2 p. m.
Senate Bill No. 57.

Mr. Tandy moved that Senate Bill No. 57 be referred to Committee on Judiciary.

Remarks by Messrs. Kelly and Thompson.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 249, 253, 250, 257, and 258, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Speaker:

Your Committee on Social Welfare has had Assembly Substitute for Senate Bill No. 5 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 2 of Assembly Substitute for Senate Bill No. 5 by striking out the words "grandfather," "grandmother," "grandchild," "sister," "brother," and insert the word "or" before the word "child" in line 1, and strike out the word "or" at the beginning of line 2. Amend section 4 by inserting a period after the word "on" in line 20, and strike out all the remainder of section 4.

Also, Assembly Bill No. 101, and reports favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 163, and reports favorably on the same, with the recommendation that it do pass, as amended.

Amend section 6 of Assembly Bill No. 163 by inserting on page 16, line 10 of the printed bill, immediately following the word "prescribe," the following words: "not inconsistent herewith."

Further amend section 5 of said bill by inserting on page 16, line 13, immediately following the words "may by regulation prescribe" the following: "and each employer or employing unit must supply to each individual in his service, at the time such individual becomes unemployed, a copy of a written statement signed by the employer or employing unit stating the date of separation from such employment and the reasons therefor. The original of such statement must be filed by the employer or employing unit with the division within two weeks thereafter. It shall be the duty of any individual claiming benefits to file with the division, within two weeks following the date on which his initial claim for benefits is filed, a copy of such written statement from his most recent employer or employing unit, or to furnish his own affidavits setting forth the reasons for the separation and the fact that such a statement cannot be obtained because either: (1) The employer or employing unit has suspended operations and left the State; or (2) the employer or employing unit, if an individual, is dead; or (3) other reasons for failure to obtain the statement. No further claims for benefits shall be accepted, and no benefits shall be paid, in the absence of such written statement, or, when an affidavit is received, until it appears to the satisfaction of the commissioner that the facts therein stated are true and sufficient to justify the acceptance of such an affidavit in lieu of the statement."

Further amend section 5 of the printed bill, page 16, line 14, by inserting immediately following the word "service" the words "in addition to the foregoing."

DAVID E. GIROUX, *Chairman.*

Mr. Speaker:

Your Committee on Education has had Assembly Bills Nos. 199, 200, 202, 204, and 205 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

BERTON SMITH, *Chairman.*

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bill No. 165 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

Also, Senate Bill No. 2, and reports favorably on the same, with the recommendation that it pass, as amended. Amend section 1 of Senate Bill No. 2 by changing the years designated 1939 and 1941, in lines 7 and 8 of the printed bill, to 1941 and 1943, respectively.

C. D. BAKER, *Chairman.*

Mr. Speaker:

Your Committee on Claims has had Assembly Bill No. 210 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

NYE W. TOGNONI, *Chairman.*

Mr. Speaker:

Your Select Committee composed of Mr. Monroe has had Assembly Bill No.

79 under consideration, and begs leave to report favorably on the same, with the recommendation that the substitute bill be adopted.

WARREN L. MONROE, *Chairman.*

Mr. Monroe moved that the Substitute for Assembly Bill No. 79 be referred to the Committee on Labor, and that the substitute be printed.

Carried.

INTRODUCTION AND FIRST READING

By Committee on Judiciary:

Assembly Bill No. 262—An Act to provide for revising, compiling, annotating, and publishing the laws of the State of Nevada, making an appropriation therefor, defining the duties of certain persons in relation thereto, and other matters properly connected therewith.

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

Carried.

Senate Bill No. 23.

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

Carried.

Senate Bill No. 30.

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

Carried.

Senate Bill No. 59.

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

Carried.

Senate Bill No. 63.

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

Carried.

Senate Bill No. 70.

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

Carried.

Senate Bill No. 75.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Claims.

In accordance with Assembly Resolution No. 19, Mr. Speaker appointed Messrs. Donnelly and Boak as a committee to accompany the funeral procession of the late Senator J. H. Miller to his last resting place.

Mr. Giroux moved that Assembly Bills Nos. 93 and 250 be withdrawn from the Committee on Social Welfare and referred to Committee on Ways and Means.

Carried.

Mr. Jones moved that the Assembly recess until 3:30 p. m.

Carried.

Assembly recessed at 2:20 p. m.

HOUSE IN SESSION

At 3:30 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 256, 255, and 260, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Senate Bill No. 57 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

CLIFFORD A. JONES, *Chairman.*

Mr. Jones moved that the Assembly suspend all rules and that Assembly Bill No. 57 be placed on general file for third reading and final passage.

Carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 57.

Mr. Kleppe moved to amend section 1, line 14, page 2 of the printed bill, by striking the period after the word "law" and inserting in lieu thereof a comma and the following: "in the amount of fifty dollars ($50) per month."

Remarks by Mr. Kleppe.

Amendment adopted.

Mr. Kelly moved to further amend section 1 by striking out the period following the word "section," line 16, page 2 of said bill, and to substitute therefor a semicolon and then add the following: "*provided, however,* that nothing in this section shall be construed as permitting or authorizing any person or corporation to disseminate news of and concerning horse racing beyond the limits of the State of Nevada."

Amendment adopted.

Remarks by Messrs. McGuirk and Jones.

Roll call on Senate Bill No. 57:

YEAS—Messrs. Alpers, Baker, Boak, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Giroux, Jepson, Jones, Kelly, Kispert, Kleppe, Loomis, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Robb, Tognoni, Trower, and Whalen—28.

NAYS—None.

Not voting—Messrs. Brooks, Farndale, Johnson, Lewis, Mack, Phillips, Smith, Tandy, Tavelle, Thompson, Mrs. Williams, and Mr. Speaker—12.

Senate Bill No. 57 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. Brooks explained his passing vote on Senate Bill No. 57 due to the fact that the title of the bill was in error.

Assembly in recess at 3:50 p. m.

HOUSE IN SESSION

At 4:20 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Roads and Highways has had Senate Bill No. 48 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

Amend section 1 of Senate Bill No. 48 by adding five paragraphs as follows:

Route 76. Beginning at a point on Route 5 about 10 miles south of Searchlight, thence to Fort Mohave.

Route 77. Beginning at a point on Route 5 at or near the Nevada-California line and thence in an easterly direction to Bull's Head Damsite.

Route 78. Road from Moapa to Comstock approximately 6 miles joining U. S. Route 93 with 91.

Route 79. Beginning in Virginia City, thence through Six Mile Canyon to a point on Highway 50 approximately 2 miles east of Dayton near Sutro Tunnel.

Route 80. Beginning at Virginia City thence through Gold Hill and Silver City to a point on the Virginia City Highway in Silver City, Nevada.

EARL MAYES, *Chairman.*

Mr. Speaker:

Your Committee on Labor has had Assembly Bill No. 244 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Assembly Bill No. 244, page 1, line 2, by inserting after the word "State" in line 2, page 1 of the printed bill, the words "and county." Insert after the word "State," line 3, page 1 of the printed bill, the words "and its counties."

Also, Assembly Bill No. 233, and reports favorably on the same, with the recommendation that it do pass.

JAS. WHALEN, *Chairman.*

Mr. Speaker:

Your Committee on Public Health has had Assembly Bill No. 118 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

Amend section 1 of Assembly Bill No. 118 by adding after the words "private homes," in line 13, page 1 of the printed bill, the words "railway dining cars."

Amend section 12 of Assembly Bill No. 118 to read: SEC. 12. From and after 12 months from the date on which this Act is enacted, no food establishment excepting grade A, grade B, and grade C shall be operated. This section shall

not be construed as forbidding the operation of lower grade food establishments during temporary periods of regrading, not exceeding 30 consecutive days, or, in emergencies, such longer period as the health officer may deem necessary.

Amend section 13 of Assembly Bill No. 118 to read: SEC. 13. The grading of all food establishments shall be based upon the following standards: Grade A food establishments are those which comply with all of the following 17 items of sanitation. Grade B food establishments are those which have been found on two successive inspections to have violated the same one of any of the following items of sanitation required for grade A food establishments: 1, 2, 3, 4, 8, 12, or 17. Grade C (conditional approval) food establishments are those food establishments now operating which provide a structure in good repair and clean, with a satisfactory water supply, an approved method for cleaning and storing of utensils and equipment, where toilet and lavatory facilities are available, refrigeration is provided, where waste and garbage is properly cared for, food is protected, employees are clean, and only wholesome food products are on the premises.

Amend section 13 of Assembly Bill No. 118 by deleting from the printed bill lines 9, 10, 11, 12, 13, and 14, page 12, item 14, that portion deleted reading: "Food products intended for sale or service of elsewhere than in the establishment in which tney are made or prepared shall be wrapped, or packaged, individually or in unit quantities, so as to be sealed against dust or insects, and the coverings of such food products shall enclose or have printed or stamped upon them the name and address of the maker."

R. F. ROBB, *Chairman.*

Mr. Speaker:

Your Committee on Labor has had Assembly Bill No. 245 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JAS. WHALEN, *Chairman.*

Mr. Speaker:

Your Committee on Public Health has had Assembly Bill No. 62 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

R. F. ROBB, *Chairman.*

Amendments to Assembly Bill No. 62 proposed by Mr. Dickerson:

Amend section 1 by striking out the word "physiotherapy" in line 3, page 1 of the printed bill, and inserting in lieu thereof the words "any other system or modes of diagnosis or treatment."

Amend section 3 by inserting in section 3, line 22, page 2, following the word "state," the sentence: "The said board shall elect from its members, a president, vice president and secretary-treasurer, who shall hold their respective offices during the pleasure of the board."

Amend section 7 by striking out after the word "obstetrics," in line 32, page 3 of the printed bill, all of line 32, and in line 1 of page 4 the word "therapy," and insert in lieu thereof the following: "or other system or modes of diagnosis or treatment of disease."

Amend section 8 by striking out in line 19, page 4 of the printed bill, after the word "the" all of the remainder of line 19 and all of line 20 through the word "colleges," and insert in lieu thereof the following: "American medical association."

Amend section 10 by inserting a comma after the word "that" and then inserting the words "excepting the holders of certificates as diplomate of the national board of medical examiners of the United States," page 6, line 17.

Amend section 15 by striking out all of lines 18 and 19 on page 8 of the printed bill, and substituting in lieu thereof the following: "Conduct unbecoming a person licensed to practice medicine or detrimental to the best interests of the public."

Amend section 15 by inserting a new paragraph following the word "act" in line 27, page 8 of the printed bill, to read as follows: "The adjudication of insanity by a court of competent jurisdiction. The record of the adjudication, judgment or order of commitment is conclusive evidence of such unprofessional conduct. But one whose certificate has been revoked for this cause may apply to the board for a reinstatement of his certificate upon restoration to or declaration of sanity."

Amend section 15 by striking paragraph beginning with line 8 and ending with line 11, on page 8, and inserting in lieu thereof the following two paragraphs: "Administering, dispensing, or prescribing any narcotic drug (opium, coca leaves, cannabis, or any preparation or derivative of any of them or any other habit-forming drug) otherwise than in the course of legitimate professional practice and for the prevention, alleviation, or cure of disease or for the relief of suffering, and not primarily for the purpose of catering to the cravings of an addict."

"Conviction of violation of any federal or state law regulating the possession, distribution, or use of any narcotic drug aforesaid. The record of conviction or cash compromise is conclusive evidence of such unprofessional conduct."

Amend section 20 by striking out the word "membership" and inserting in its place the word "registration" on page 12, line 29, and in line 31 by striking out the word "member" and inserting in its place the word "holder."

Amend section 20 by striking out the words "narcotic office," and inserting in place thereof the words "state narcotic enforcement office," on page 13, line 8.

Amend section 21 by striking out all of section 21, page 13 of the printed bill, from line 10 through line 13.

Amend section 22 by striking out the period following the word "independently," in line 24, page 13 of the printed bill, and substituting a comma and the following: "nor shall the license issued under this section entitle the holder to practice medicine other than in the manner and to the extent specified on the face of the license issued to him."

Further amend section 22 by striking out the words "class A medical school" in line 26, page 13 of the printed bill, and substituting in lieu thereof the words: "medical school approved by the Nevada state board of medical examiners."

Further amend section 22 by inserting a new sentence, after the period in line 5, page 14 of the printed bill, to read as follows: "This license cannot be extended or renewed beyond the time of the next board meeting."

Amend by striking out, beginning in line 6, page 14 of the printed

bill, and ending at line 30, page 16, all of sections 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, and 33.

Further amend by substituting for sections 23 and 24 the following:

"SEC. 23. It shall be the duty of said state board of medical examiners at its discretion to examine any person pretending to a knowledge of any branch or branches of medicine or surgery not provided for elsewhere in the Statutes of Nevada, and to establish such regulations as in their discretion shall be necessary and advisable concerning the practice of such branch or branches of medicine or surgery, not so provided for elsewhere in the Statutes of Nevada, and to establish and maintain a system of state licensure for the practice thereof. They shall conduct such limited examinations as are in their judgment necessary for the purpose of determining whether or not the applicant has a sufficient knowledge of his or her subject, and of determining whether in other respects they are worthy of registration and state licensure. For the purpose of conducting such examinations, the board shall have the privilege of calling to its aid men or women of established reputation and known ability in the particular pursuit under consideration. Reciprocity and other provisions as provided for in this act in the case of doctors of medicine and surgery may be established at the discretion of the board for these licentiates.

"SEC. 24. Upon the requisite degree of knowledge and the moral character of the applicant being established, as above provided for, and on payment of a fee of fifty dollars ($50) the state board of medical examiners shall forthwith issue a certificate to the applicant limited to the practice of his or her pursuit in this state, this fact being plainly stated across the face of the certificate. Such a system of special licensure being once established it shall thereafter be unlawful for any person or persons to practice said system in this state without the said certificate, which certificate shall be revocable by the board of medical examiners on proof of violation of the rules and regulations of said board, and on proof of violation of the provisions of this act, the holders of said certificate shall be liable to all the penalties provided for in sections 16 and 18 of this act in case of doctors of medicine and surgery. A record of all persons so licensed shall be kept in the records of the state board of medical examiners. For the purposes of this act, the secretary of the board, or, in his absence, any member thereof shall have the right to administer oaths or any form of obligation required by law.

"Practitioners of any mode or systems of diagnosis or treatment of disease to be regulated under this act who have been in practice immediately before this act goes into effect shall be required to register with the Nevada state board of medical examiners within six months from the time that this act goes into effect and shall be permitted to continue their practice under a temporary license without examination. This in no way obligates the board of medical examiners to grant them a permanent license and they shall be required to obtain a permanent license under the provisions of this act within a period of eighteen months after this act goes into effect. If they do not become

so licensed within the time specified and do not comply with the provisions of this act as otherwise set forth, they shall be subject to the penalties of this act."

Amend section 34 by striking out all of section 34, beginning in line 31, page 16 of the printed bill, and ending with line 2, page 17, and substituting in lieu thereof a new section, to be known as section 25, and to read as follows:

"SEC. 25. Any person who shall practice medicine, surgery, obstetrics, or any other system or modes of diagnosis or treatment of disease unless licensed under this or other Statutes of Nevada shall be deemed guilty of a gross misdemeanor."

Amend section 35 by striking out the words "SEC. 35," in line 3, page 17 of the printed bill, and substituting in lieu thereof the words "SEC. 26."

Amend section 36 by striking out all of SEC. 36, lines 10, 11, 12, and 13, page 17 of the printed bill, and substituting in lieu thereof a new section to be known as SEC. 27, and to read as follows:

"SEC. 27. The board of medical examiners through its president or secretary may maintain in any competent court a suit for an injunction against any person or persons practicing any branch of medicine or surgery as defined under sections 17 and 23 of this act without a license. Any person who has been so enjoined may be punished for contempt by the court issuing the injunction. Such an injunction may be issued without proof of actual damage sustained by any person, this provision being understood to be of a preventive as well as a punitive nature; *provided,* that such injunction shall not relieve such person from criminal prosecution for practicing medicine without a license."

Amend section 37 by striking out the words SEC. 37, in line 10, page 17 of the printed bill, and substituting in lieu thereof the words "SEC. 28."

Amend section 38 by striking out the words SEC. 38, in line 23, page 17 of the printed bill, and substituting in lieu thereof the words "SEC. 29."

Further amend section 38 by adding a new sentence after the period in line 33, page 17, to read as follows: "It is not the intent of this act, nor should this act in any way be construed, to repeal or affect any other branch of the practice of medicine already provided for in the Statutes of Nevada, including dentistry, osteopathy, chiropractics, chiropody, optometry, faith or christian science healing, nursing and veterinary medicine, as provided for by the laws of the State of Nevada.

Amend section 39 by striking out the words SEC. 39, in line 1, page 18 of the printed bill, and substituting in lieu thereof the words "SEC. 30."

Mr. Dickerson moved that the amendments to Assembly Bill No. 62 be printed.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Select Committee of Churchill County Delegation has had Assembly

Bill No. 260 under consideration and begs leave to report favorably on the same, with the recommendation that it do pass.

ALLAN K. DALBEY, *Chairman.*

Mr. Speaker:

Your Committee on Labor has had Assembly Bill No. 249 under consideration and begs leave to report favorably on the same, with the recommendation that it do pass.

JAS. WHALEN, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 69, which this day passed by the following vote: Yeas, 14; nays, none; absent, 2.

Also, Senate Bill No. 60, which passed: Yeas, 15; nays, none; absent, 1.

Also, Senate Bill No. 67, which passed: Yeas, 14; nays, none; absent, 2.

Also, Senate Bill No. 84, which passed: Yeas, 14; nays, none; absent, 2.

Also, Senate Bill No. 86, which passed: Yeas, 15; nays, none; absent, 1.

Also, to return Assembly Bill No. 83, which passed: Yeas, 15; nays, none; absent, 1.

Also, Assembly Bill No. 138, which passed: Yeas, 15; nays, none; absent, 1.

Also, Assembly Bill No. 157, which passed: Yeas, 15; nays, none; absent, 1.

Also, Assembly Bill No. 160, which passed: Yeas, 15; nays, none; absent, 1.

Also, Assembly Bill No. 30, which passed: Yeas, 14; nays, none; absent, 2.

Also, Assembly Bill No. 64, which passed: Yeas, 15; nays, none; absent, 1.

Also, Assembly Bill No. 92, which passed: Yeas, 15; nays, none; absent, 1.

Also, Assembly Bill No. 143, which passed: Yeas, 15; nays, none; absent, 1.

Also, Assembly Bill No. 144, which passed: Yeas, 15; nays, none; absent, 1.

Also, Assembly Bill No. 162, which passed: Yeas, 15; nays, none; absent, 1.

Also, Assembly Substitute for Assembly Bill No. 36, which passed: Yeas, 15; nays, none; absent, 1.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 24, 86, 88, 97, and 132 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

DENVER S. DICKERSON, *Chairman.*

INTRODUCTION AND FIRST READING

Senate Bill No. 69.

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

Carried.

Senate Bill No. 60.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

Senate Bill No. 67.

Mr. Monroe moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by

title, and referred to a Select Committee of Elko County Delegation.
Carried.

Senate Bill No. 84.

Mr. Loomis moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

Bill was referred to Committee on Naval and Indian Affairs.

Senate Bill No. 86.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

Bill was referred to Committee on Banks and Banking.

Unanimous consent was given to Mr. Munk to introduce a bill.

By Mr. Munk:

Assembly Bill No. 203—An Act designating the county officers of the county of Pershing, State of Nevada, providing the method for filling vacancies, and other matters properly relating thereto.

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

Carried.

Assembly in recess at 4:38 p. m.

HOUSE IN SESSION

At 4:47 p. m.
Mr. Speaker in the Chair.
Quorum present.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Senate Bill No. 57, as the Senate refused to concur in the Assembly amendments to the bill and appointed Senators Robbins, Grant, and Cox as a Conference Committee to meet with a like committee to be appointed by the Assembly.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

Mr. Speaker appointed Messrs. Jones, Loomis, and McGuirk as a Committee of Three to meet with a like committee from the Senate to confer on Assembly Bill No. 57.

Assembly in recess at 4:50 p. m.

HOUSE IN SESSION

At 5:07 p. m.
Mr. Speaker in the Chair.
Quorum present.

REPORTS OF COMMITTEES

Mr. President and Mr. Speaker:

Your Conference Committee has had Senate Bill No. 57 under consideration, and begs leave to report that the following amendments be adopted by both Houses:

On page 2, line 11 of printed bill, after the comma following the word "property," insert the following: "Without having first secured a license for the same as now provided for by law."

Amend title of said bill by striking out the duplicated words "An Act" in the first line of the title in the printed bill.

That the amendments heretofore adopted by the Assembly be adopted.

JOHN E. ROBBINS,
Chairman Senate Committee.

CLIFFORD A. JONES,
Chairman Assembly Committee.

Mr. Jones moved the adoption of the report of the Conference Committee.

Report adopted.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Banks and Banking has had Assembly Bill No. 252 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Assembly Bill No. 252 on page 1, line 8, by inserting after the word "order" in line 8, page 1 of the printed bill, a comma and the following: "or attached memorandum."

J. F. MCELROY, *Chairman.*

Mr. Speaker:

Your Committee on Social Welfare has had Senate Bill No. 60 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

DAVID E. GIROUX, *Chairman.*

Mr. Speaker:

Your Committee on Elections has had Assembly Bills Nos. 216, 228, and 230 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

Also, Assembly Bill No. 161, and reports same without recommendation.

O. D. JEPSON, *Chairman.*

Mr. Jones moved that the Assembly adjourn until Saturday, March 8, 1941, at 9 a. m.

Remarks by Messrs. Phillips and Jones.

Carried.

Assembly adjourned at 5:14 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE FORTY-EIGHTH DAY

CARSON CITY (Saturday), March 8, 1941.

Assembly called to order at 9 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Baker, Donnelly, Giroux, McCuistion, McGuirk, Thompson, and Tognoni, who were excused.

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

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

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bill No. 85 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Assembly Bill No. 85 by changing the words and figures in line 9 to "eighteen hundred ($1,800)." Amend section 2 of Assembly Bill No. 85 by inserting period after the word "office," in line 32, page 3 of printed bill, and striking line 33, page 3, and lines 1 to 4, page 4. Amend section 3 of Assembly Bill No. 85 by striking all of section 3.

Also, Assembly Bill No. 73, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Assembly Bill No. 73 by changing the words and figures "twenty-five thousand ($25,000)" in line 3, page 1 of the printed bill, to "fifteen thousand ($15,000)."

Also, Assembly Bill No. 236, and reports favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 61, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Senate Bill No. 61 by changing the words and figures in line 4 of the printed bill to "eight thousand seven hundred and fifty ($8,750)."

C. D. BAKER, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Whalen moved that Assembly Bill No. 33 now on the Speaker's desk be placed on general file for the next legislative day.

INTRODUCTION AND FIRST READING

By Committee on Labor:

Assembly Bill No. 264—An Act to amend an Act entitled "An Act creating the office of Labor Commissioner of this State, providing for the appointment of such commissioner and other employees; defining their duties and fixing their compensation, and providing a penalty for the violation of its provisions, and other matters relating thereto," approved March 24, 1915, together with the Acts amendatory thereof or supplementary thereto.

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

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 156.

Remarks by Mr. Brooks.

Roll call on Assembly Bill No. 156:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McElroy, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Trower, Whalen, and Mrs. Williams—32.

NAYS—None.

Absent—Messrs. Baker, Donnelly, Giroux, McCuistion, McGuirk, Thompson, and Tognoni—7.

Not voting—Mr. Speaker.

Assembly Bill No. 156 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Brooks moved the adoption of an amendment to the title by striking the period after the figures "1913" and insert a comma and the following: "together with the Acts amendatory thereof or supplemental thereto."

Amendment adopted.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 259, hereto attached, is a correct copy of the triplicate thereof in its possession.

DOUG TANDY, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Substitute for Senate Bill No. 5.

Remarks by Mr. Dow.

Mr. Brown moved the adoption of the committee amendment to section 3.

Amendment adopted.

Mr. Brown moved the adoption of the committee amendment to section 4.

Amendment adopted.

Remarks by Messrs. Loomis and Whalen.

Mr. Whalen moved that Assembly Substitute for Senate Bill No. 5 be placed on the bottom of the general file.

Carried.

Assembly Bill No. 101.

Remarks by Messrs. Monroe, Dickerson, and Loomis.

Mr. Dickerson moved that Assembly Bill No. 101 be placed on the bottom of the general file.

Carried.

Assembly Bill No. 163.

Mr. Dalbey moved that Assembly Bill No. 163 be placed on the bottom of the general file.

Carried.

Assembly Bill No. 199.

Remarks by Messrs. Smith, Lewis, and Jones.

Roll call on Assembly Bill No. 199:

YEAS—Messrs. Alpers, Boak, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McElroy, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—33.

NAYS—None.

Absent—Messrs. Baker, Boak, Donnelly, Giroux, McCuistion, and McGuirk—6.

Not voting—Mr. Speaker.

Assembly Bill No. 199 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 205.

Remarks by Mr. Smith.

Roll call on Assembly Bill No. 205:

YEAS—Messrs. Alpers, Boak, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McElroy, Monroe, Munk, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—31.

NAYS—None.

Absent—Messrs. Baker, Brooks, Donnelly, Giroux, Loomis, McCuistion, McGuirk, and Phillips—8.

Not voting—Mr. Speaker.

Assembly Bill No. 205 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 200.

Remarks by Mr. Smith.

Roll call on Assembly Bill No. 200:

YEAS—Messrs. Alpers, Boak, Brown, Carlson, Cooper, Covington, Dalbey, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McElroy, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—31.

NAYS—None.

Absent—Messrs. Baker, Brooks, Dickerson, Donnelly, Giroux, Loomis, McCuistion, and McGuirk—8.

Not voting—Mr. Speaker.

Assembly Bill No. 200 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 204.

Remarks by Mr. Smith.

Roll call on Assembly Bill No. 204:

YEAS—Messrs. Alpers, Boak, Brown, Carlson, Cooper, Covington, Dalbey, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack,

Mayes, McElroy, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—31.

NAYS—None.

Absent—Messrs. Baker, Brooks, Dickerson, Donnelly, Giroux, Loomis, McCuistion, and McGuirk—8.

Not voting—Mr. Speaker.

Assembly Bill No. 204 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 202.

Remarks by Messrs. Smith and Boak.

Roll call on Assembly Bill No. 202:

YEAS—Messrs. Alpers, Brown, Carlson, Cooper, Covington, Dalbey, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McElroy, Monroe, Munk, Phillips, Robb, Smith, Tandy, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—30.

NAYS—None.

Absent—Messrs. Baker, Brooks, Dickerson, Donnelly, Loomis, McCuistion, and McGuirk—7.

Not voting—Messrs. Boak, Tavelle, and Mr. Speaker—3.

Assembly Bill No. 202 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 165.

Mr. Dow moved that Assembly Bill No. 165 be referred to Committee on Ways and Means.

Carried.

Senate Bill No. 2.

Mr. Dow moved that Senate Bill No. 2 be referred to Committee on Ways and Means.

Carried.

Assembly Bill No. 210.

Remarks by Mr. Brooks.

Roll call on Assembly Bill No. 210:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dickerson, Dow, Farndale, Giroux, Jepson, Johnson, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McElroy, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, and Mrs. Williams—31.

NAYS—None.

Absent—Messrs. Baker, Dalbey, Donnelly, Jones, Loomis, McCuistion, McGuirk, and Whalen—8.

Not voting—Mr. Speaker.

Assembly Bill No. 210 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 48.

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

Remarks by Mr. Boak.

There being no objections, the Chief Clerk was authorized to make the necessary corrections in the committee amendment to section 1.

Amendment adopted.

Mr. Johnson moved to amend section 1 by adding Route 81. Beginning on Route 34, at Gerlach, thence northwesterly through Squaw Valley and Duck Flat to Nevada-California boundary at southerly end of Surprise Valley; approximately 56 miles.

Amendment adopted.

Remarks by Mr. Mayes.

Roll call on Senate Bill No. 48:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McElroy, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, and Mrs. Williams—34.

NAYS—None.

Absent—Messrs. Baker, Donnelly, Loomis, McCuistion, and McGuirk—5.

Not voting—Mr. Speaker.

Senate Bill No. 48 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 244.

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

Amendment adopted.

Mr. Whalen moved the adoption of the further amendment to section 1.

Amendment adopted.

Mr. Dow moved to amend section 3 by striking out all of section 3.

Amendment adopted.

Remarks by Messrs. Whalen, Smith, Dalbey, Giroux, Jepson, and Tavelle.

Roll call on Assembly Bill No. 244:

YEAS—Messrs. Alpers, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mayes, McElroy, Munk, Phillips, Robb, Thompson, Tognoni, and Whalen—26.

NAYS—Messrs. Giroux, Mack, Monroe, Smith, and Tavelle—5.

Absent—Messrs. Baker, Donnelly, McCuistion, and McGuirk—4.

Not voting—Messrs. Boak, Tandy, Trower, Mrs. Williams and Mr. Speaker—5.

Assembly Bill No. 244 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. Whalen moved the adoption of the committee amendment to the title of Assembly Bill No. 244 by inserting after the word "State," page 1 of the printed bill, the words "and county."

Amendment adopted.

Assembly Bill No. 233.

Mr. Farndale moved that Assembly Bill No. 233 be placed on the bottom of the general file.

Carried.

Assembly Bill No. 118.

Mr. Loomis moved that Assembly Bill No. 118 be placed on the bottom of the general file.

Carried.

Assembly Bill No. 245.

Remarks by Messrs. Cooper, Thompson, and Jones.

Mr. Jones moved that Assembly Bill No. 245 be referred to Committee on Labor.

Assembly in recess at 10:40 a. m.

HOUSE IN SESSION

At 10:58 a. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Assembly Bill No. 245.

Mr. Jones withdrew his motion to refer the bill to the Committee on Labor.

Remarks by Mr. Cooper.

Mr. Cooper moved that Assembly Bill No. 245 be referred to Committee on Labor.

Carried.

Assembly Bill No. 260.

Remarks by Mr. Kispert.

Roll call on Assembly Bill No. 260:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Cooper, Covington, Dalbey, Dickerson, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—34.

NAYS—None.

Absent—Messrs. Baker, Carlson, Donnelly, and McCuistion—4.

Not voting—Mr. Tavelle and Mr. Speaker—2.

Assembly Bill No. 260 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 249.

Mr. Farndale moved that Assembly Bill No. 249 be referred to Committee on Ways and Means.

Carried.

Assembly Bill No. 252.

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

Amendment adopted.

Remarks by Mrs. Williams.

Mr. Loomis moved to amend section 3 by striking out all of section 3 of the printed bill.

Amendment adopted.

Remarks by Mr. Loomis.

Roll call on Assembly Bill No. 252:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Cooper, Covington, Dalbey, Dickerson, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe,

Lewis, Loomis, Mack, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—34.

NAYS—None.

Absent—Messrs. Baker, Carlson, Donnelly, and McCuistion—4.

Not voting—Mr. Dow and Mr. Speaker—2.

Assembly Bill No. 252 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Senate Bill No. 60.

Mr. Giroux moved that Senate Bill No. 60 be referred to Committee on Social Welfare.

Remarks by Messrs. McElroy and Giroux.

Motion carried.

Assembly Bill No. 230.

Remarks by Messrs. Jepson, Giroux, Whalen, and Lewis.

Mr. Lewis moved that Assembly Bill No. 230 be placed on the bottom of the general file.

Remarks by Messrs. Phillips, Covington, Jepson, Dow, and Jones.

Motion lost.

Messrs. Dow, Kelly, and Dickerson moved the previous question.

Carried.

Roll call on Assembly Bill No. 230.

YEAS—Messrs. Boak, Brooks, Brown, Cooper, Covington, Dalbey, Dickerson, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Loomis, Mack, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—33.

NAYS—None.

Absent—Messrs. Baker, Carlson, Donnelly, and McCuistion—4.

Not voting—Messrs. Alpers, Lewis, and Mr. Speaker—3.

Assembly Bill No. 230 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 161.

Remarks by Messrs. Jepson, Loomis, Smith, and Boak.

House in recess at 11:23 a. m.

HOUSE IN SESSION

At 11:47 a. m.

Mr. Speaker in the Chair.

Quorum present.

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

Carried.

Assembly in recess at 11:48 a. m.

HOUSE IN SESSION

At 1 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 261, 262, and 263, hereto attached, are correct copies of the triplicates thereof in its possession. DOUG TANDY, *Chairman.*

Mr. Jones moved the Assembly recess until 3 p. m.

Carried.

Assembly in recess at 1 : 08 p. m.

HOUSE IN SESSION

At 3 p. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Assembly Bill No. 161.

Mr. Boak moved to amend section 3 by striking all of section 3.

Amendment adopted.

Roll call on Assembly Bill No. 161:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Cooper, Covington, Dalbey, Dickerson, Dow, Giroux, Jepson, Kelly, Kispert, Kleppe, Loomis, Mack, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—31.

NAYS—Messrs. Farndale and Jones—2.

Absent—Messrs. Baker, Carlson, Donnelly, Johnson, Lewis, and McCuistion—6.

Not voting—Mr. Speaker.

Assembly Bill No. 161 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 228.

Remarks by Messrs. Loomis, Monroe, Tandy, Phillips, and Jepson.

Roll call on Assembly Bill No. 228:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Covington, Dalbey, Dickerson, Jepson, Kispert, Kleppe, Loomis, Mack, McElroy, McGuirk, Munk, Robb, Tandy, Thompson, Trower, Whalen, and Mrs. Williams—21.

NAYS—Messrs. Cooper, Dow, Farndale, Jones, Kelly, Mayes, Monroe, Phillips, Smith, and Tognoni—10.

Absent—Messrs. Baker, Carlson, Donnelly, Johnson, Lewis, and McCuistion—6.

Not voting—Messrs. Giroux, Tavelle, and Mr. Speaker—3.

Assembly Bill No. 228 having received a constitutional majority, Mr. Speaker declared it passed.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Giroux explained the reason for passing his vote on Assembly Bill No. 228 was that he was not interested in politics and platforms and that he didn't believe that he was in a position to vote on the bill.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Public Health has had Assembly Bill No. 181 under consideration, and begs leave to report without recommendation.

Also, Assembly Bill No. 225, and asks that the bill be referred to the Committee on Ways and Means.

Also, Assembly Bill No. 248, and reports favorably on the same, with the recommendation that it do pass.

R. F. ROBB, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 136 under consideration, and begs leave to report favorably on the same, with the recommendation that the substitute be adopted and passed.

Also, Assembly Bill No. 217, and reports favorably on the same, with the recommendation that it do pass.

Also, Senate Bills Nos. 19 and 20, and reports favorably on the same, with the recommendation that they do pass.

CLIFFORD A. JONES, *Chairman.*

Mr. Speaker:

Your Committee on Counties and County Boundaries has had Assembly Bill No. 133 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

Amend section 1 of Assembly Bill No. 133 by striking out the period in line 3, page 2 of the printed bill, and insert a semicolon therefor and the following words: "*provided*, the county seat of such county shall not be included in more than one district."

Amend section 5 of Assembly Bill No. 133 by striking out in line 6 following the word "voters" all the remainder of line 6 of the printed bill, and insert therefor the words "of the entire county."

Also, Assembly Bill No. 43, and reports favorably on the same, with the recommendation that it do pass, as amended.

Amend section 2 of Assembly Bill No. 43 by striking out the word "deputy" in line 5, page 1 of the printed bill, and insert in lieu thereof "appointive."

Further amend section 2 of Assembly Bill No. 43 by striking out after the word "of" in line 9, page 1 of the printed bill, the following: "fifteen (15) days," and insert in lieu thereof "one (1) week."

Further amend section 2 of Assembly Bill No. 43 by striking out the period at the end of section 2, insert a comma and the following: "all those in continuous employ for three (3) years shall be entitled, at the discretion of the head of their particular department, two (2) weeks, with full pay."

Also, Assembly Bills Nos. 167 and 206, and reports favorably on the same, with the recommendation that they do pass.

JAS. WHALEN, *Chairman.*

Mr. Speaker:

Your Committee on Labor has had Assembly Bill No. 168 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Substitute for Assembly Bill No. 79, and reports favorably on the same, with the recommendation that it do pass.

JAS. WHALEN, *Chairman.*

Mr. Speaker:

Your Committee on Mines and Mining has had Assembly Bill No. 127 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

Amend section 4 of Assembly Bill No. 127 by striking out all of lines 25 and 31, page 6, and placing a period after the word "July" in line 24.

Amend section 5 of Assembly Bill No. 127 by inserting after the word "county" in line 27, page 7 of said bill, the following words: "and of such other funds thereof as such tax may have been opportioned to."

Further amend Assembly Bill No. 127, page 8, by striking out all of section 10.

Amend section 5 of Assembly Bill No. 127 by striking all the language contained in said section beginning with the word "the" in line 10 and ending with the word "commission" in lines 14 and 15, page 5 of said bill, and by

striking the following words: "thereof; and for a like purpose" in lines 16 and 17, page 5 of said bill, and insert in lieu thereof the words "of mines."

Also, Senate Substitute for Assembly Bill No. 28, and reports favorably on the same, with the recommendation that it do pass, as amended.

Amend section 3 of Senate Substitute for Assembly Bill No. 28 by striking out the following words: "the Mining District Recorder and" in line 29, page 2 of the printed bill.

Further amend section 3 of the printed bill by striking all words between the brackets commencing in line 15, and ending in line 18, page 3 of the printed bill, and substitute therefor the following: "and every location of a mining claim made after the effective date hereof shall be absolutely void unless a certificate of location thereof substantially complying with the above requirements is recorded with the County Recorder of the county in which the claim is located within ninety (90) days after the date of location."

NYE W. TOGNONI, *Chairman.*

Mr. Speaker:

Your Committee on Public Lands has had Assembly Bill No. 192 and Senate Joint Resolutions Nos. 8 and 9 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

E. H. TROWER, *Chairman.*

Mr. Speaker:

Your Committee on Corporations and Railroads has had Assembly Bill No. 208 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

E. H. TROWER, *Chairman.*

Mr. Speaker:

Your Select Committee of Lincoln County Delegation has had Assembly Bill No. 207 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend title of Assembly Bill No. 207 by inserting the words "to amend" after the word "and" in the first line of title.

E. H. TROWER, *Chairman.*

Mr. Speaker:

Your Committee of Washoe County Delegation has had Assembly Bill No. 257 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 7 of Assembly Bill No. 257 by striking out on page 4, line 16, of the printed bill the words "City Engineer." Further amend by striking out on page 4, line 19 of the printed bill, the words "City Engineer."

H. L. COVINGTON, *Chairman.*

Mr. Speaker:

Your Committee on Taxation has had Assembly Bill No. 184 under consideration, and begs leave to report it be rereferred to the Ways and Means Committee.

H. L. COVINGTON, *Chairman.*

Mr. Speaker:

Your Committee on Roads and Highways has had Assembly Bills Nos. 240 and 241 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

Also, Assembly Bill No. 239, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 24 of Assembly Bill No. 239 by adding in line 9, section 24, page 1, after the word and, "also to the Board of County Commissioners if elsewhere than on the public domain." Further amend in line 10, section 24, page 1, by striking the words "that Board" and substituting the words "such board or boards."

EARL MAYES, *Chairman.*

Mr. Speaker:

Your Committee on Education has had Assembly Bill No. 203 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 254, and reports the same without recommendation.

BERTON SMITH, *Chairman.*

Mr. Speaker:

Your Committee on Social Welfare has had Assembly Bill No. 121 under consideration, and begs leave to report on the same, without recommendation.

Also, Assembly Bill No. 117, and reports favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 60, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Senate Bill No. 60, page 1, line 7, following the word "markers" insert therein "for a period of 90 days."

DAVID E. GIROUX, *Chairman.*

Mr. Speaker:

Your Committee of Pershing County Delegation has had Assembly Bill No. 263 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

HARRY A. MUNK, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Jones:

Assembly Resolution No. 23:

Resolved by the Assembly of the State of Nevada, That the additional sum of forty ($40) dollars for periodicals, stamps, and stationery, as provided by law, be allowed each member of the Assembly, and the same be certified by the Speaker and Chief Clerk to the State Controller.

Mr. Jones moved the adoption of the resolution.

Remarks by Messrs. Tandy and Jones.

Messrs. Brooks, Kleppe, and Mack moved for a roll call.

Roll call on Assembly Resolution No. 23:

YEAS—Messrs. Boak, Cooper, Covington, Dickerson, Dow, Farndale, Giroux, Jepson, Jones, Kelly, Kispert, Mayes, McElroy, McGuirk, Monroe, Munk, Robb, Smith, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—24.

NAYS—Messrs. Brooks, Brown, Dalbey, Kleppe, Loomis, Mack, Phillips, and Tandy—8.

Absent—Messrs. Baker, Carlson, Donnelly, Johnson, Lewis, and McCuistion—6.

Not voting—Mr. Alpers and Mr. Speaker—2.

Resolution adopted.

Remarks by Messrs. Phillips and Jones.

By Messrs. Thompson, Farndale, and Whalen:

Assembly Concurrent Resolution No. 6:

Resolved by the Assembly of the State of Nevada, the Senate concurring, That the Chairman of the Nevada Industrial Commission of the State of Nevada be directed to draw an Act which shall be presented at the next session of the Legislature including provisions providing for compulsory industrial insurance and occupational diseases within the Act.

Mr. Whalen moved the adoption of the resolution.

Remarks by Mr. Whalen.

Resolution adopted.

By Mr. Dow:

Assembly Resolution No. 24, providing for the appointment of a committee to investigate the matter of the need for a gymnasium at the

University of Nevada, and to investigate such other matters concerning the University affairs as may be referred to such committee.

Resolved by the Assembly of the State of Nevada, That the Speaker of the Assembly appoint a committee consisting of five (5) members of this body to investigate the matter of the gymnasium for the University of Nevada, and such other matters relating to the University as may be referred to said committee, or which said committee terms necessary.

Mr. Dow moved the adoption of the resolution.

Remarks by Messrs. Monroe and Dow.

Resolution adopted.

Mr. McElroy gave notice that on the next legislative day he would move for the reconsideration of Assembly Bill No. 228.

Mr. Speaker appointed Messrs. Dickerson, Whalen, Dow, Loomis, and Mack as a committee of five members to serve as members of an investigating board in concurrence with Assembly Resolution No. 24.

INTRODUCTION AND FIRST READING

By Committee on Education:

Assembly Bill No. 265—An Act to amend an Act entitled "An Act relating to bond elections, providing for the manner of holding the same, defining the duties of certain persons in relation thereto, and other matters properly relating thereto," approved March 20, 1933.

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

Carried.

By Committee on Education:

Assembly Bill No. 266—An Act authorizing and directing the State Board of Control of the State of Nevada to sell certain real estate situated in the city of Reno, county of Washoe, State of Nevada, which escheated from the estate of the late Chris Johnson, deceased; directing said board to deposit the proceeds of such sale in the State Permanent School Fund of the State of Nevada, and other matters properly related thereto.

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

Carried.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Giroux moved that Assembly Bill No. 102 be withdrawn from the Committee on Social Welfare and referred to the Committee on Judiciary.

Carried.

Mr. Giroux moved that Assembly Bill No. 94 be withdrawn from the Committee on Social Welfare and referred to the Committee on Ways and Means.

Carried.

Mr. Speaker:

REPORTS OF COMMITTEES

Your Committee on Federal Relations has had Assembly Bill No. 115 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

Amend section 1 of Assembly Bill No. 115 by striking out the bracket in line 11, page 1 of the printed bill, and all the words in lines 11, 12, and 13 to and including the bracket, and capitalize the letter "t" in the word "the" in line 13.

Amend section 2 of Assembly Bill No. 115 by striking out the comma and the words "or either" following the word "secretary" in line 24, page 2 of the printed bill, and place in lieu thereof a bracket. Further amend section 2 by striking out the words "of them" and the comma and bracket in line 25, page 2 of the printed bill.

Amend Assembly Bill No. 115 by adding a new section to be known as section 1a, and which said section shall read as follows: SEC. 1A. Section 2 of the above-entitled Act is hereby amended to read as follows: "SEC. 2. The said appointed commissioners shall have the following qualifications: They shall each be citizens of the State of Nevada, residents therein for at least five years, and shall have the general knowledge of the development of the Colorado River and its tributaries within the State of Nevada, and shall have general knowledge of the rights of the State of Nevada insofar as the same pertain to the waters of said river allocated or allotted to or contracted by the State of Nevada, and insofar as pertains to the acquisition and distribution of the electrical power belonging or allotted to or contracted by the State of Nevada and generated at Boulder dam; *provided*, that no person who holds office in any private power corporation shall be a member of such commission."

Amend by adding an additional section to follow section 3, page 6, line 2, which said section shall be designated as section 3a and shall read as follows: Section 9 of the above-entitled act is hereby amended to read as follows: "SEC. 9. The said commission shall employ a graduate engineer experienced in industrial development, but who shall not be a member of the commission, and such other assistants as may be necessary to carry out the provisions of this Act, at reasonable salaries to be fixed by the commission, and with such duties as may be prescribed by the commission. Said salaries to be paid out of any funds which may be in the Colorado River Commission Fund."

JOHN A. KELLY, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 216.

Remarks by Mr. Jones.

Roll call on Assembly Bill No. 216:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Cooper, Covington, Dalbey, Dickerson, Dow, Farndale, Giroux, Jepson, Jones, Kelly, Kispert, Kleppe, Loomis, Mack, Mayes, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, and Mrs. Williams—31.

NAYS—None.

Absent—Messrs. Baker, Carlson, Donnelly, Johnson, Lewis, McCuistion, and McElroy—7.

Not voting—Mr. Whalen and Mr. Speaker—2.

Assembly Bill No. 216 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Substitute for Senate Bill No. 5.

Mr. Giroux moved that Assembly Substitute for Senate Bill No. 5 be withdrawn from the general file and referred to the Committee on Judiciary.

Carried.

Assembly Bill No. 101.

Mr. Monroe moved the adoption of the amendment to section 1.

Remarks by Messrs. Whalen, Monroe, and Jones.

Mr. Monroe withdrew his motion.

Mr. Jones moved that Assembly Bill No. 101 be withdrawn from the general file and referred to the Committee on Judiciary.

Carried.

Assembly Bill No. 163.

Mr. Dalbey moved the adoption of the committee amendment to section 5.

Amendment adopted.

Mr. Giroux moved the adoption of the further committee amendment to section 5.

Remarks by Messrs. Whalen and Dalbey.

Amendment adopted.

Remarks by Messrs. Dalbey and Jepson.

Mr. Brooks moved the adoption of the further committee amendment to section 5.

Amendment adopted.

Mr. Dalbey moved to amend section 4 by striking out on page 13, lines 26 and 27, the words "attributable to the employing unit or to the conditions of employment."

Remarks by Mr. Dalbey.

Amendment adopted.

Mr. Dalbey moved to amend Assembly Bill No. 163 by striking out all of section 14 thereof, beginning on page 40, line 32 of the printed bill, with the words "Section 14. The above-entitled Act is further amended," ending with the words, "interest or forfeits so due," on page 41, line 10, and renumber the following sections of the bill.

Remarks by Mr. Dalbey.

Amendment adopted.

Remarks by Mr. Whalen.

Assembly in recess at 4:35 p. m.

HOUSE IN SESSION

At 5:01 p. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Assembly Bill No. 163.

Mr. Dalbey moved to amend section 15 by striking out all of the words in brackets in lines 29 and 30 of page 42 of the printed bill.

Amendment adopted.

Mr. Dalbey moved to amend section 16 by striking out all of paragraph (d), page 44 of the printed bill, and lines 1 and 2 of page 45, instructing the Speaker and Chief Clerk to change the alphabetical

order of paragraphs by changing the (e) to (d) in line 3 of page 45.

Remarks by Mr. Dalbey.

Amendment adopted.

Remarks by Mr. Dalbey.

Roll call on Assembly Bill No. 163:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Covington, Dalbey, Dickerson, Dow, Giroux, Jepson, Jones, Kelly, Kispert, Kleppe, Loomis, Mack, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Tognoni, Trower, and Mrs. Williams—29.

NAYS—Mr. Whalen.

Absent—Messrs. Baker, Carlson, Cooper, Donnelly, Johnson, Lewis, and McCuistion—7.

Not voting—Messrs. Farndale, Thompson, and Mr. Speaker—3.

Assembly Bill No. 163 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 233.

Mr. Farndale moved to amend Assembly Bill No. 233 by adding a section thereto, which said section to be designated as section 3 to read as follows:

"SEC. 3. This Act shall not apply to apprentices duly recorded under the Nevada Apprenticeship Law of 1939 as provided by chapter 192, Labor Laws of the State of Nevada."

Amendment adopted.

Remarks by Messrs. Farndale, Brooks, Loomis, Tandy, Dalbey, Jones, Whalen, Dow, and Brown.

Messrs. Kelly, Dickerson, and Whalen moved the previous question.

Carried.

Roll call on Assembly Bill No. 233:

YEAS—Messrs. Covington, Dalbey, Dickerson, Farndale, Giroux, Jepson, Kelly, Kispert, McElroy, Monroe, Phillips, Robb, Smith, Tandy, Thompson, Tognoni, Trower, and Whalen—18.

NAYS—Messrs. Alpers, Boak, Brooks, Brown, Dow, Jones, Kleppe, Loomis, Mack, Mayes, McGuirk, and Munk—12.

Absent—Messrs. Baker, Carlson, Cooper, Donnelly, Johnson, Lewis, and McCuistion—7.

Not voting—Mr. Tavelle, Mrs. Williams, and Mr. Speaker—3.

Assembly Bill No. 233 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Jones gave notice that on the next legislative day he would move for the reconsideration of Assembly Bill No. 233.

Assembly Bill No. 118.

Mr. Giroux moved the adoption of the committee amendment.

Amendment adopted.

Mr. Whalen moved that Assembly Bill No. 118 be placed on the Speaker's desk.

Remarks by Mr. Monroe.

Mr. Whalen withdrew his motion.

INTRODUCTION AND FIRST READING

By Committee on Judiciary:

Assembly Bill No. 267—An Act to amend an Act entitled "An Act authorizing County Treasurers to place county funds in bank, on open account, under certain restrictions," approved March 12, 1885, together with the Acts amendatory thereof or supplemental thereto.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Banks and Banking.

Mr. Phillips moved that the Assembly adjourn until Monday, March 10, 1941, at 9 a. m.

Carried.

Assembly adjourned at 5:50 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE FIFTIETH DAY

CARSON CITY (Monday), March 10, 1941.

Assembly called to order at 9 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Mr. Tandy, who was excused.

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

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

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Select Committee of Nye County Delegation has had Joint Resolution No. 8 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

R. F. ROBB, *Chairman.*

Mr. Speaker:

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

Amend Assembly Joint Resolution No. 9 by in line 1, page 1, inserting a comma after the word "American." Strike out the words "members of the several Indian tribes," and insert in lieu thereof the words "American Indians," page 1, line 3. Strike out the words "members of the several Indian tribes," and insert in lieu thereof the words "American Indians," page 1, line 10. Strike out the words "members of the several Indian tribes," and insert in lieu thereof the words "American Indians," page 1, line 14. Strike out the words "various Indian tribes," and insert in lieu thereof the words "American Indians," page 2, lines 8 and 9. Strike out the words "members of the several Indians tribes," and insert in lieu thereof the words "American Indians," page 2, line 19. Strike out the words "members of the several Indian tribes," and insert in lieu thereof the words "American Indians," page 2, lines 24 and 25. Strike out the words "members of the several Indian tribes," and insert in lieu thereof the words "American Indians," page 2, lines 31 and 32. Strike out the words "members of the several Indian tribes," and insert in lieu thereof the words "American Indians," page 3, lines 5 and 6. Strike out the words "members of the several Indian tribes," and insert in lieu thereof the words "American Indians," page 3, line 13.

AMOS DOW, *Chairman.*

By Committee on Contingent Expenses:

Assembly Resolution No. 25:

Resolved by the Assembly of the State of Nevada, That the State Controller is hereby authorized to draw his warrants on the Legislative Fund in various sums for persons or firms in the amount set opposite their names as per statement attached, and the State Treasurer is hereby directed to pay the same.

Armanko Office Supply Company	$119.35
Dunseath Key Company	9.95
The Treasure Shop	2.50
A. Carlisle & Company of Nevada	117.55
Nevada Lumber Company	2.24
Reno Printing Company	30.00
Bell Telephone Company	8.01
A. G. Meyers Company	2.40

Mr. Lewis moved that the resolution be adopted.
Resolution adopted.

GENERAL FILE AND THIRD READING

Assembly Bill No. 118.
Mr. Robb moved that Assembly Bill No. 118 be referred to the Committee on Public Health.
Carried.

Assembly Bill No. 85.
Mr. Baker moved the adoption of the committee amendment to section 1.
Remarks by Mr. Baker.
Amendment adopted.
Mr. Baker moved the adoption of the committee amendment to section 2.
Amendment adopted.
Mr. Baker moved the adoption of the committee amendment to section 3.
Amendment adopted.
Remarks by Messrs. Baker and Whalen.
Roll call on Assembly Bill No. 85:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—37.
NAYS—None.
Absent—Messrs. Dow and Smith—2.
Not voting—Mr. Speaker.

Assembly Bill No. 85 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 73.
Mr. Baker moved the adoption of the committee amendment to section 1.
Amendment adopted.
Remarks by Mr. Baker.
Roll call on Assembly Bill No. 73:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—36.
NAYS—None.
Absent—Messrs. Dow, Phillips, and Smith—3.
Not voting—Mr. Speaker.

Assembly Bill No. 73 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 236.
Remarks by Mr. Baker.

Roll call on Assembly Bill No. 236:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—37.

NAYS—None.

Absent—Messrs. Giroux and Smith—2.

Not voting—Mr. Speaker.

Assembly Bill No. 236 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 61.

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

Remarks by Messrs. Baker, Tognoni, Tandy, Tavelle, and McCuistion.

Roll call on amendment to section 1:

YEAS—Messrs. Baker, Brooks, Brown, Cooper, Covington, Dalbey, Dickerson, Dow, Farndale, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Tavelle, and Whalen—26.

NAYS—Messrs. Alpers, Boak, Carlson, Donnelly, Jepson, Robb, Tandy, Thompson, Tognoni, Trower, and Mrs. Williams—11.

Absent—Mr. Smith.

Not voting—Mr. Giroux and Mr. Speaker—2.

Amendment adopted.

Roll call on Senate Bill No. 61:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—36.

NAYS—None.

Absent—Mr. Smith.

Not voting—Messrs. Donnelly, Giroux, and Mr. Speaker—3.

Senate Bill No. 61 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 33.

Mr. Whalen moved the adoption of the amendment to section 1.

Remarks by Mr. Johnson.

Amendment adopted.

Remarks by Messrs. Whalen, Tandy, Dalbey, Loomis, Johnson, and Cooper.

Messrs. Jones, Farndale, and Lewis moved the previous question.

Carried.

Roll call on Assembly Bill No. 33:

YEAS—Messrs. Baker, Carlson, Cooper, Covington, Donnelly, Dow, Farndale, Jepson, Jones, Kelly, Lewis, Mayes, Phillips, Thompson, Tognoni, Whalen, and Mrs. Williams—17.

NAYS—Messrs. Alpers, Brooks, Brown, Dalbey, Dickerson, Giroux, Johnson, Kispert, Kleppe, Loomis, Mack, McCuistion, McElroy, Monroe, Munk, Smith, Tandy, Tavelle, and Trower—19.

Not voting—Messrs. Boak, McGuirk, Robb, and Mr. Speaker—4.

Assembly Bill No. 33 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Assembly Bill No. 181.

Mr. Jones moved to amend section 11 by striking out the comma after the word "person" in line 10, inserting in line 10, page 8 after the word "person" the following: "and showing the adoptive parents as the parents."

Remarks by Mr. Jones.

Amendment adopted.

Remarks by Mr. Jones.

Mr. Speaker pro tem. in the Chair.

Remarks by Messrs. Farndale, Loomis, Jones, and Boak.

Roll call on Assembly Bill No. 181:

YEAS—Messrs. Baker, Carlson, Cooper, Dalbey, Donnelly, Farndale, Jepson, Jones, Kelly, Kispert, Lewis, Loomis, Mack, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Thompson, Tognoni, Trower, and Whalen—25.

NAYS—None.

Absent—Messrs. Dickerson, Dow, McCuistion, and Mr. Speaker—4.

Not voting—Messrs. Alpers, Brooks, Boak, Brown, Covington, Giroux, Johnson, Kleppe, Tandy, Tavelle, and Mrs. Williams—11.

Assembly Bill No. 181 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 248.

Remarks by Messrs. Loomis, Tognoni, Jones, Kispert, Giroux, and Tavelle.

Messrs. McCuistion, Kelly, and McGuirk moved the previous question.

Carried.

Roll call on Assembly Bill No. 248:

YEAS—Messrs. Brown, Covington, Dalbey, Donnelly, Jepson, Johnson, Kispert, Loomis, Mack, McElroy, McGuirk, Munk, Phillips, Robb, Smith, Tandy, Thompson, and Trower—18.

NAYS—Messrs. Alpers, Baker, Boak, Brooks, Carlson, Cooper, Farndale, Kelly, Kleppe, Monroe, Tavelle, Tognoni, Whalen, and Mrs. Williams—14.

Absent—Messrs. Dickerson, Dow, Jones, and Mr. Speaker—4.

Not voting—Messrs. Giroux, Lewis, Mayes, and McCuistion—4.

Assembly Bill No. 248 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Assembly Bill No. 136.

Mr. Jones moved that Assembly Bill No. 136 be placed on the bottom of the general file.

Carried.

Assembly Bill No. 217.

Remarks by Mr. Jones.

Roll call on Assembly Bill No. 217:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Donnelly, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk,

Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Whalen, and Mrs. Williams—36.

NAYS—None.

Absent—Messrs. Dickerson, Dow, Trower, and Mr. Speaker—4.

Assembly Bill No. 217 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 19.

Mr. Jones moved that Senate Bill No. 19 be referred to Committee on Judiciary.

Carried.

Senate Bill No. 20.

Mr. Jones moved that Senate Bill No. 20 be referred to Committee on Judiciary.

Carried.

Assembly in recess at 11 a. m.

HOUSE IN SESSION

At 11:13 a. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Assembly Bill No. 133.

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

Amendment adopted.

Mr. McElroy moved the adoption of the committee amendment to section 5.

Amendment adopted.

Remarks by Messrs. McElroy, Covington, and Boak.

Mr. McElroy moved that Assembly Bill No. 133 be placed on the bottom of the general file.

Carried.

Assembly Bill No. 43.

Remarks by Mr. Boak.

Mr. Speaker ordered Assembly Bill No. 43 laid aside for corrections.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Jones moved that Assembly Substitute for Assembly Bill No. 136 be printed and the bill laid on the Speaker's desk.

Carried.

GENERAL FILE AND THIRD READING

Assembly Substitute for Assembly Bill No. 79.

Mr. Monroe moved that Assembly Substitute for Assembly Bill No. 79 be referred to Committee on Labor.

Motion lost.

Mr. Tandy moved that Assembly Substitute for Assembly Bill No. 79 be referred to Committee on Judiciary.

Carried.

Assembly Bill No. 167.

Mr. Mayes moved that Assembly Bill No. 167 be placed on the bottom of general file.

Carried.

Assembly Bill No. 206.

Remarks by Mr. Smith.

Roll call on Assembly Bill No. 206:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Donnelly, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Whalen, and Mrs. Williams—35.

NAYS—None.

Absent—Messrs. Dickerson, Dow, and Trower—3.

Not voting—Mr. Baker and Mr. Speaker—2.

Assembly Bill No. 206 having received a constitutional majority, Mr. Speaker declared it passed.

There being no objections, Mr. Speaker and the Chief Clerk signed Senate Bills Nos. 55, 34, 50, and 22.

GENERAL FILE AND THIRD READING

Assembly Bill No. 168.

Remarks by Mr. Whalen.

Mr. Loomis moved that section 1 be amended by striking out the words "a labor" in line 6, page 1 of the printed bill, and insert in lieu thereof the word "any."

Remarks by Mr. Whalen.

Amendment adopted.

Roll call on Assembly Bill No. 168:

YEAS—Messrs. Baker, Carlson, Cooper, Covington, Donnelly, Jepson, Jones, Lewis, McGuirk, Monroe, Phillips, Thompson, Tognoni, and Whalen—14.

NAYS—Messrs. Brooks, Brown, Dalbey, Dickerson, Kispert, Kleppe, Loomis, Mack, Mayes, McCuistion, Munk, Robb, Smith, Tandy, and Mrs. Williams—15.

Absent—Mr. McElroy.

Not voting—Messrs. Alpers, Boak, Dow, Farndale, Giroux, Johnson, Kelly, Tavelle, Trower, and Mr. Speaker—10.

Assembly Bill No. 168 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Assembly Bill No. 127.

Mr. Covington moved that Assembly Bill No. 127 be referred to Committee on Taxation.

Carried.

Senate Substitute for Assembly Bill No. 28.

Mr. Tognoni moved the adoption of the committee amendment to section 2.

Amendment adopted.

Mr. Tognoni moved the adoption of the further committee amendment to section 2.

Remarks by Messrs. Monroe, Tognoni, Boak, and Smith.

Amendment adopted.

Remarks by Mr. Jones.

Roll call on Senate Substitute for Assembly Bill No. 28:

YEAS—Messrs. Boak, Brown, Carlson, Covington, Dickerson, Donnelly, Dow, Jepson, Johnson, Jones, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McGuirk, Munk, Robb, Smith, Thompson, Trower, Whalen, and Mrs. Williams—24.

NAYS—Messrs. Baker, Cooper, and Tandy—3.

Absent—Messrs. Alpers, Brooks, Dalbey, Farndale, Giroux, Kelly, Phillips, and Tognoni—8.

Not voting—Messrs. McCuistion, McElroy, Monroe, Tavelle, and Mr. Speaker—5.

Senate Substitute for Assembly Bill No. 28 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Jepson gave notice that on the next legislative day he would ask for reconsideration of Assembly Bill No. 33.

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

Carried.

Assembly in recess at 12:01 p. m.

HOUSE IN SESSION

At 1 p. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. McCuistion moved that the Assembly recess until 2:30 p. m.

Mr. Tognoni moved to amend, and that the Assembly recess until 3 p. m.

Carried.

Assembly in recess at 1:15 p. m.

HOUSE IN SESSION

At 3:45 p. m.

Mr. Speaker in the Chair.

Quorum present.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Jepson withdrew the notice to reconsider Assembly Bill No. 33.

Mr. McElroy moved for the reconsideration of Assembly Bill No. 228, pursuant to notice given on the last legislative day.

Roll call on motion to reconsider Assembly Bill No. 228:

YEAS—Messrs. Baker, Carlson, Cooper, Covington, Dickerson, Donnelly, Dow, Farndale, Giroux, Jones, Kelly, Mayes, McCuistion, McElroy, McGuirk, Monroe, Phillips, Smith, Tavelle, Tognoni, Trower, Whalen, and Mrs. Williams—23.

NAYS—Messrs. Brooks, Boak, Brown, Dalbey, Jepson, Johnson, Kispert, Kleppe, Loomis, Mack, Munk, Robb, Tandy, and Thompson—14.

Absent—Mr. Alpers.

Not voting—Mr. Lewis and Mr. Speaker—2.

Assembly Bill No. 228 was placed on the bottom of the general file.

Mr. Jones moved for the reconsideration of Assembly Bill No. 233, pursuant to notice given on the last legislative day.

Remarks by Messrs. Loomis and Jones.

Assembly Bill No. 233 was placed on the bottom of the general file.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 264, 265, 266, and 267, and Assembly Concurrent Resolution No. 6, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Speaker:

Your Committee on Livestock has had Assembly Bill No. 258 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

M. E. MCCUISTION, *Chairman.*

Mr. Speaker:

Your Committee on Agriculture has had Assembly Bill No. 172 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

Amend section 10 of Assembly Bill No. 172 by striking out all of section 10, page 10, lines 12 and 13, and substituting therefor the following: "No person, organization, corporation, cooperative or other agency shall purchase for distribution or offer for sale any agricultural seed which has not been tested and labeled in accordance with the provisions of this Act."

Further amend by adding a new section following section 10 and to be known as section 11, which shall read as follows: "It shall be unlawful for any individual to knowingly plant any seed not tested and labeled in accordance with the provisions of this Act."

CLIFFORD A. CARLSON, *Chairman.*

Mr. Speaker:

Your Committee on Public Health has had Assembly Bill No. 118 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

Amend section 12 of Assembly Bill No. 118 by inserting a comma after the letter "A," striking out the word "and," and insert after the letter "B" the words "and grade C," line 14, page 5.

Amend section 13 of Assembly Bill No. 118, line 27, page 5 of the printed bill, by striking out all of lines 27, 28, 29, 30, and 31, and insert in lieu thereof the following: "Grade C food establishments are those food establishments now operating which provide a structure in good repair and clean, with a satisfactory water supply, an approved method for cleaning and storing of utensils and equipments, where toilet and lavatory facilities are available, refrigeration is provided, where waste and garbage is properly cared for, food is protected, employees are clean, and only wholesome food products are on the premises."

R. F. ROBB, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 43.

Mr. Whalen moved the adoption of the committee amendment to section 2.

Amendment adopted.

Mr. McGuirk moved the adoption of the further committee amendment to section 2.

Remarks by Mr. Jepson.

Amendment lost.

Mr. Whalen moved the adoption of the further amendment to section 2.

Remarks by Mr. Tognoni.

Mr. Whalen withdrew his motion for the adoption of the further amendment to section 2 and moved that Assembly Bill No. 43 be placed on the bottom of the general file.

Mr. McCuistion moved that Assembly Bill No. 43 be tabled.

Messrs. Whalen, Tognoni, and Thompson moved the roll call.

Roll call on motion to table Assembly Bill No. 43:

YEAS—Messrs. Baker and Brown—2.

NAYS—Messrs. Boak, Carlson, Cooper, Covington, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—33.

Absent—Messrs. Brooks, Dalbey, and Loomis—3.

Not voting—Mr. Alpers and Mr. Speaker—2.

Motion to table lost.

Previous motion carried.

Assembly Bill No. 192.

Remarks by Mr. Carlson.

Roll call on Assembly Bill No. 192:

YEAS—Messrs. Alpers, Boak, Brown, Carlson, Cooper, Covington, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, and Mrs. Williams—32.

NAYS—None.

Absent—Messrs. Brooks, Dalbey, Johnson, Loomis, Phillips, and Whalen—6.

Not voting—Mr. Baker and Mr. Speaker—2.

Assembly Bill No. 192 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 115.

Mrs. Williams moved that Assembly Bill No. 115 be indefinitely postponed.

Carried.

Senate Joint Resolution No. 9.

Roll call on Senate Joint Resolution No. 9:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Donnelly, Dow, Jepson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, and Mrs. Williams—31.

NAYS—None.

Absent—Messrs. Dalbey, Phillips, and Whalen—3.

Not voting—Messrs. Baker, Dickerson, Farndale, Giroux, Johnson, and Mr. Speaker—6.

Senate Joint Resolution No. 9 having received a constitutional majority, Mr. Speaker declared it adopted.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to inform your honorable body that the Senate accepted and adopted the report of the Conference Committee appointed by the Senate and Assembly on Senate Bill No. 57.

Also, to present for your consideration Senate Bill No. 31, which passed the Senate, as amended, by the following vote: Yeas, 13; nays, 1; absent, 1; not voting, 1.

Amend section 14 of Senate Bill No. 31 by striking out after the word "all" in line 23, page 21 of the printed bill, the words "policy obligations" and insert in lieu thereof the words "policyholders or policyholders and creditors."

Amend section 26 by striking out after the word "all" in line 15, page 30 of the printed bill, the words "policy obligations" and insert in lieu thereof the words "policyholders or policyholders and creditors."

Amend section 32 by striking out in line 17, page 35 of the printed bill, the words "the people of."

Amend section 40 by striking out in line 9, page 41, the words "the people of."

Amend section 45 by striking out in line 20, page 44, the words "the people of."

Amend section 46 by striking out all of line 6 on page 46 of the printed bill, and insert in lieu thereof the words "commission or other consideration so received by."

Amend section 122 by striking out the colon after the word "in" in line 26, page 94 of the printed bill, and insert in lieu thereof the words "one hazardous occupation." Strike out all of line 27 on page 94 of the printed bill.

Amend section 142 by striking out after the word "whom" the word "Act" in line 25, page 101 of the printed bill, and insert in lieu thereof the word "Article." Strike out after the word "this" the word "Act" in line 25, page 101 of the printed bill, and insert in lieu thereof the word "Article."

Amend section 145 by striking out after the word "agent's" in line 22 the words "or nonresident broker's," lines 22 and 23 on page 103. Strike out after the word "agent's" in line 23 the words "or nonresident broker's," lines 23 and 24 on page 103. Strike out on page 104 all of lines 24, 25, 26, 27, 28, 29, 30, 31, 32, and 33.

Amend section 146 by striking out the words "on reasonable terms," in line 7, page 105.

Amend section 147 by striking out on page 105, lines 12 and 13, after the word "agent's" in line 12 the words "or nonresident broker's." Strike out on page 105, line 14, after the word "agent's" the words "or nonresident broker's." Strike out all of lines 31, 32, and 33 on page 105.

Amend section 149 by striking out all the words in lines 15, 16, 17, and 18 on page 106 of the printed bill and insert in lieu thereof the following: "(1) The applicant has shown by a statement from the proper official of his State of domicile that he is authorized to do business as an insurance broker in such State."

Amend section 151 by striking out lines 23 and 24 on page 107 of the printed bill.

Amend Senate Bill No. 31 by striking out all of section 153, on pages 108 and 109 of the printed bill, and then renumber all the succeeding sections to conform.

Also, to return Assembly Bill No. 32, which passed the Senate, as amended, by the following vote: Yeas, 15; nays, none; absent, 1.

Amend the title, line 5 of the printed bill, by omitting the word "commission" and insert the word "council" in lieu thereof.

Amend section 6 by striking out the word "commission," line 13, page 10 of the printed bill, and add in lieu thereof the word "council." Strike out the word "commission" where it appears in line 16, page 10 of the printed bill, and add in lieu thereof the word "council." Strike out after the period following the word "women" in line 17, page 10 of the printed bill, the following: "The Labor Commissioner of the State of Nevada shall be one of the members of the commission and shall be chairman thereof. His term of officer as chairman shall be coextensive with his term as Labor Commissioner; he shall be paid a salary for his services as chairman of the commission in an amount to be fixed by the Governor, and he shall be reimbursed for his necessary expenses."

Strike out the word "other," line 24, page 10 of the printed bill. Strike out the word "commission," line 24, page 10 of the printed bill, and add in lieu thereof the word "council." Strike out the word "commission," line 31, page 10 of the printed bill, and add in lieu thereof the word "council." Strike out the word "commission," lines 32 and 33, page 10 of the printed bill, and add in lieu thereof the word "council." Strike out the word "commission," line 2, page 11 of the printed bill, and add in lieu thereof the word "council." Strike out after the comma following the word "council," as herein amended, line 2, page 11 of the printed bill, the words "other than the chairman." Strike out the word "commission," line 5, page 11 of the printed bill, and add in lieu thereof the word "council." Strike out after the word "held," line 5, page 11 of the printed bill, the words "not less than once," and add in lieu thereof the word "twice." Strike out in line 6, page 11 of the printed bill, the words "quarter of each." Strike out in line 6, page 11 of the printed bill, the word "eight" and add in lieu thereof the word "six." Strike out after the period following the word "chairman," line 8, page 11 of the printed bill, the words "except for the chairman and secretary." Strike out the word "commission," line 9, page 11 of the printed bill, and add in lieu thereof the word "council." Strike out the word "ten," line 10, page 11 of the printed bill, and add in lieu thereof the word "five," and strike out the figures "$10" and adding in lieu thereof the figure "$5." Strike out the word "commission," lines 12 and 13, page 11 of the printed bill, and add in lieu thereof the word "council." Strike out the word "commission," line 19, page 11 of the printed bill, and add in lieu thereof the word "council." Strike out the word "commission," line 30, page 11 of the printed bill, and add in lieu thereof the word "council." Strike out the word "commission," line 3, page 12 of the printed bill, and add in lieu thereof the word "council."

F. BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Whalen moved that the Assembly do not concur in the Senate amendments to Senate Bill No. 32.

Remarks by Messrs. Dickerson, Whalen, and Boak.

Motion carried.

INTRODUCTION AND FIRST READING

Senate Bill No. 31.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to the Speaker's desk for reference.

Carried.

The bill was referred to a Joint Committee on Judiciary and Insurance.

By Committee on Roads and Highways:

Assembly Bill No. 268—An Act to amend an Act entitled "An Act to limit the cost of State-owned automobiles, to provide for their labeling and use for official purposes only, and fixing a penalty for violation hereof," approved February 6, 1933.

Mr. Mayes moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Roads and Highways.

By Committee on Elections:

Assembly Bill No. 269—An Act authorizing clerks for justice courts in certain townships in the State of Nevada, fixing the duties of said clerks, and other matters properly relating thereto.

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

Carried.

MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Kispert:

Assembly Joint Resolution No. 10, memorializing Congress to set aside a suitable area for recreation purposes on the shores of Lake Tahoe, in the State of Nevada:

WHEREAS, All the shore areas on the Nevada side of Lake Tahoe are being rapidly acquired by individuals who are using the same for commercial purposes; and

WHEREAS, There is only a small area of government land available on the Nevada side of Lake Tahoe that can be acquired for recreational purposes; and

WHEREAS, The population of the State of Nevada in the western part thereof is rapidly growing, and the people feel that the natural beauty and scenery of the shores of Lake Tahoe ought to be used for the health and recreation of the people of the State of Nevada; now, therefore, be it

Resolved by the Senate and Assembly of the State of Nevada, That the Congress of the United States be petitioned to take the necessary steps to have set aside for health and recreational purposes a suitable area upon the easterly side of Lake Tahoe in the State of Nevada as recreational grounds for the public; and be it further

Resolved, That our Senators in Washington and our Representative in Congress be petitioned to use all honorable means to carry into effect the purposes and the intents of this resolution; and be it further

Resolved, That properly certified copies of this resolution be forwarded to our Senators and our Representative in Congress, that they may have evidences of the wishes of the people of the State of Nevada.

Mr. Kispert moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Speaker's desk for reference.

Carried.

GENERAL FILE AND THIRD READING

Senate Joint Resolution No. 8.

Roll call on Senate Joint Resolution No. 8:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, and Mrs. Williams—25.

NAYS—None.

Absent—Messrs. Dickerson and Trower—2.

Not voting—Messrs. Baker and Whalen, and Mr. Speaker—3.

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

Assembly Bill No. 208.

Remarks by Messrs. Jones and Loomis.

Roll call on Assembly Bill No. 208:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—37.

NAYS—None.

Absent—Mr. Dow.

Not voting—Mr. Giroux and Mr. Speaker—2.

Assembly Bill No. 208 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 207.

Remarks by Mr. Trower.

Roll call on Assembly Bill No. 207:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—38.

NAYS—None.

Absent—Mr. Dalbey.

Not voting—Mr. Speaker.

Assembly Bill No. 207 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Trower moved the adoption of the amendment to the title of Assembly Bill No. 207.

Carried.

There being no objections, Mr. Speaker and the Chief Clerk signed Assembly Substitute for Assembly Bill No. 36, Assembly Bills Nos. 30, 64, 83, 92, 138, 143, 144, 157, 160, and 162, Senate Bill No. 57, and Senate Concurrent Resolution No. 3.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 101 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Substitute for Assembly Bill No. 5, and reports favorably on the same, with the recommendation that the amendments thereto be adopted, and that the bill do pass as amended.

Amend section 4 of Assembly Substitute for Assembly Bill No. 5 by striking out the word "next" in line 18, page 2 of the printed bill, and by striking out the comma following the word "upon" in line 18, and insert in lieu thereof a period, and strike out all the remainder of line 18 and lines 19 to 26, inclusive.

Amend Assembly Substitute for Senate Bill No. 5 by striking out all of section 2 as it appears on page 1, beginning in line 12 of the printed bill, and insert in lieu thereof the following: "Section 2. Every poor person who shall be unable to earn a livelihood in consequence of bodily infirmity, idiocy, lunacy, or other cause, shall be supported by the father, grandfather, mother, grandmother, children, grandchildren, brothers, or sisters of such poor person, if they, or either of them, be of sufficient ability; and every person who shall fail to support his or her father, grandfather, mother, grandmother, child, grandchild, sister, or brother, when directed by the board of commissioners of the county where such poor person shall be found, whether such relatives reside in

the county or not, shall forfeit and pay to the county, for the use of the poor of their county, the sum of thirty ($30) dollars per month, to be recovered in the name of the county commissioners for the use of the poor, as aforesaid, before any justice of the peace, or any court having jurisdiction; *provided*, that when any person becomes a pauper from intemperance, or other bad conduct, he shall not be entitled to any support from any relation, except parent and child."

CLIFFORD A. JONES, *Chairman*.

GENERAL FILE AND THIRD READING

Assembly Bill No. 257.

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

Amendment adopted.

Mr. Loomis moved the adoption of the further committee amendment to section 7.

Amendment adopted.

Remarks by Mr. Brown.

Roll call on Assembly Bill No. 257:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—37.

NAYS—None.

Absent—Messrs. Dalbey and McGuirk—2.

Not voting—Mr. Speaker.

Assembly Bill No. 257 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 241.

Remarks by Mr. Mayes.

Roll call on Assembly Bill No. 241:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—38.

NAYS—None.

Absent—Mr. McGuirk.

Not voting—Mr. Speaker.

Assembly Bill No. 241 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 240.

Mr. Brooks moved that Assembly Bill No. 240 be referred to Committee on Ways and Means.

Remarks by Messrs. Mayes and Brooks.

Motion carried.

Assembly Bill No. 239.

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

Amendment adopted.

Mr. Mayes moved the adoption of the further committee amendment to section 1.

Amendment adopted.

Remarks by Messrs. Mayes, Loomis, Baker, and Jepson.

Mr. Jones moved that Assembly Bill No. 239 be indefinitely postponed.

Remarks by Messrs. Mayes and Dickerson.

Motion carried.

Assembly Bill No. 203.

Mr. Jones moved that section 5 be amended, page 3, line 29, by striking out the word "elementary." Line 30, page 3, strike out the word "elementary." Page 3, line 33, strike out the word "elementary." Page 4, line 1, strike out the word "elementary." Page 4, line 2, strike out words "an elementary" and insert in lieu thereof the article "a."

Remarks by Messrs. Smith, Jones, and Monroe.

Amendment adopted.

Roll call on Assembly Bill No. 203:

YEAS—Messrs. Baker, Boak, Carlson, Cooper, Donnelly, Farndale, Johnson, Jones, Giroux, Kelly, Phillips, Robb, and Mrs. Williams—13.

NAYS—Messrs. Alpers, Brooks, Covington, Dalbey, Dickerson, Jepson, Kispert, Kleppe, Mack, Mayes, McCuistion, Monroe, Munk, Smith, Tandy, Tavelle, Thompson, Tognoni, and Trower—19.

Absent—Mr. McGuirk.

Not voting—Messrs. Brown, Dow, Lewis, Loomis, McElroy, Whalen, and Mr. Speaker—7.

Assembly Bill No. 203 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Smith gave notice that on the next legislative day he would move for the reconsideration of Assembly Bill No. 203.

Mr. McCuistion moved that the Assembly adjourn until Tuesday, March 11, 1941, at 9 a. m.

Mr. Boak moved to amend, and that the Assembly do not adjourn until 5:30 p. m.

Amendment lost.

Motion carried.

Assembly adjourned at 5:15 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE FIFTY-FIRST DAY

CARSON CITY (Tuesday), March 11, 1941.

Assembly called to order at 9 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Covington, Johnson, Lewis, and Tognoni, who were excused.

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

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

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 254.

Remarks by Mr. Dalbey.

Roll call on Assembly Bill No. 254:

YEAS—Messrs. Alpers, Baker, Boak, Brown, Carlson, Cooper, Dalbey, Dickerson, Donnelly, Dow, Farndale, Jepson, Jones, Kelly, Kispert, Kleppe, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Trower, Thompson, Whalen, and Mrs. Williams—32.

NAYS—None.

Absent—Messrs. Brooks, Covington, Johnson, Lewis, and Tognoni—5.

Not voting—Messrs. Giroux, Smith, and Mr. Speaker—3.

Assembly Bill No. 254 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 121.

Mr. Monroe moved that action on Assembly Bill No. 121 be indefinitely postponed.

Remarks by Mr. Giroux.

Motion carried.

Assembly Bill No. 117.

Remarks by Mr. Loomis.

Roll call on Assembly Bill No. 117:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Jones, Kelly, Kispert, Kleppe, Loomis, Mack, Mayes, McCuistion, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—32.

NAYS—Mr. Cooper.

Absent—Messrs. Covington, Johnson, Lewis, and Tognoni—4.

Not voting—Messrs. Baker, McElroy, and Mr. Speaker—3.

Assembly Bill No. 117 having received a constitutional majority, Mr. Speaker declared it passed.

INTRODUCTION AND FIRST READING

Unanimous consent was given Mr. Loomis to introduce two bills.

By Mr. Loomis:

Assembly Bill No. 270—An Act to amend an Act entitled "An Act to provide for incorporation, operation, and management of cooperative associations," approved March 16, 1901, together with the Acts amendatory thereof or supplementary thereto.

Mr. Loomis moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Judiciary.

By Mr. Loomis:

Assembly Bill No. 271—An Act to amend sections 3, 4, and 5 of an Act entitled "An Act to provide for the organization, management, and conduct to nonprofit cooperative corporations, providing for membership therein, and matters properly connected therewith," approved March 23, 1921, together with the Acts amendatory thereof or supplemental thereto.

Mr. Loomis moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Judiciary.

GENERAL FILE AND THIRD READING

Senate Bill No. 60.

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

Remarks by Messrs. Jepson, Giroux, and Farndale.

Mr. Farndale moved that Senate Bill No. 60 be placed on the bottom of the general file.

Motion lost.

Remarks by Mr. Dickerson.

Committee amendment lost.

Mr. Dickerson moved that section 1 be amended by striking out the period after the word "grave" in line 7, page 1, and insert a comma and the following: "and to keep in their respective offices a map showing the exact location of each grave."

Amendment adopted.

Mr. Loomis moved that the bill be amended by striking out all of section 3 of the printed bill.

Amendment adopted.

Roll call on Senate Bill No. 60:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Dickerson, Donnelly, Farndale, Giroux, Jepson, Jones, Kelly, Kispert, Kleppe, Loomis,

Mack, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—32.

NAYS—None.

Absent—Messrs. Covington, Dalbey, Dow, Johnson, Lewis, Mayes, and Tognoni—7.

Not voting—Mr. Speaker.

Senate Bill No. 60 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 263.

Remarks by Mr. Munk.

Roll call on Assembly Bill No. 263:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Donnelly, Farndale, Giroux, Jepson, Jones, Kelly, Kispert, Kleppe, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Thompson, Trower, Whalen, and Mrs. Williams—31.

NAYS—None.

Absent—Messrs. Covington, Dalbey, Dickerson, Dow, Johnson, Lewis, Tavelle, and Tognoni—8.

Not voting—Mr. Speaker.

Assembly Bill No. 263 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 133.

Mr. McElroy moved that Assembly Bill No. 133 be referred to the Committee on Judiciary.

Carried.

Assembly Bill No. 167.

Mr. Kelly moved that Assembly Bill No. 167 be indefinitely postponed.

Remarks by Messrs. Boak, McCuistion, Dalbey, Mayes, Monroe, and Tandy.

Motion lost.

Mr. Boak moved that section 1 be amended by striking out the period at the end of line 18 and insert in lieu thereof a semicolon and the following: "nothing in this Act shall be construed so as to require the removal of, or to prevent the placing of, any advertising sign within view of the highway if the lighting therefrom does not interfere with safe driving on the highway; *provided further,* that nothing in this Act shall apply to any signs on the highway right-of-way where the Highway Department is entrusted with the regulation of signs."

Remarks by Messrs. Boak and Baker.

Amendment adopted.

Mr. Monroe moved that section 1 be further amended by striking out the period after the word "signal" in line 18, page 2 of the printed bill, and inserting in lieu thereof a semicolon and the words "*provided, however,* that full and complete mileage information shall be prominently displayed at all road intersections and diversion points on official highway department signs, giving accurate and correct mileage from the point where the sign is located, or from the point of intersection or diversion of a road, to all towns and cities located on such

road within the State and to the principal city or cities situated on the route in adjoining States."

Amendment adopted.

Roll call on Assembly Bill No. 167:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Dalbey, Farndale, Jepson, Kispert, Kleppe, Loomis, Mack, Mayes, Munk, Phillips, Robb, Tandy, Thompson, Whalen, and Mrs. Williams—21.

NAYS—Messrs. Giroux, Jones, McCuistion, McElroy, McGuirk, Monroe, Smith, and Tavelle—8.

Absent—Messrs. Covington, Dickerson, Donnelly, Dow, Johnson, Kelly, Lewis, Tognoni, and Trower—9.

Not voting—Mr. Baker and Mr. Speaker—2.

Assembly Bill No. 167 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Remarks by Messrs. Jepson and Loomis.

Mr. Boak moved the adoption of the preamble.

Preamble adopted.

Mr. Tandy in the Chair.

Assembly Bill No. 228.

A call of the House was requested by Messrs. Jones, Boak, and McGuirk.

Roll call on Call of the House:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Dalbey, Donnelly, Farndale, Giroux, Jepson, Jones, Kispert, Kleppe, Loomis, Mack, McCuistion, McElroy, McGuirk, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Whalen, and Mrs. Williams—29.

NAYS—None.

Absent—Messrs. Covington, Dickerson, Dow, Johnson, Kelly, Lewis, Mayes, Monroe, Tognoni, Trower, and Mr. Speaker—11.

CALL OF THE HOUSE

The Sergeant-at-Arms was instructed by the Speaker to escort all absent members to the Assembly Chambers.

The Sergeant-at-Arms returned with all absent members except Messrs. Covington, Dickerson, Johnson, Lewis, Tognoni and Trower, who were excused on motion of Mr. Boak who moved that the Assembly proceed with the consideration of Assembly Bill No. 228.

Carried.

Mr. Cashill moved that the Call of the House be dissolved.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 228.

Mr. Jones moved that Assembly Bill No. 228 be placed on the bottom of the general file.

Remarks by Messrs. Loomis and Jones.

Motion carried.

Assembly Bill No. 233.

Mr. Farndale moved that Assembly Bill No. 233 be placed on the bottom of the general file.

Carried.

Assembly Bill No. 43.

Mr. Giroux moved that the committee amendment to section 2 be adopted.

Remarks by Messrs. Giroux, Loomis, and Brown.

Mr. Brown moved that the amendment be tabled.

Motion lost.

Remarks by Mr. Whalen.

Messrs. Kelly, Loomis, and Kispert moved the previous question.

Carried.

Amendment lost.

Roll call on Assembly Bill No. 43:

YEAS—Messrs. Alpers, Boak, Brooks, Carlson, Cooper, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Jones, Kelly, Kleppe, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tavelle, Thompson, Whalen, Mrs. Williams, and Mr. Speaker—30.

NAYS—Messrs. Baker, Dalbey, and Kispert—3.

Absent—Messrs. Covington, Johnson, Lewis, Tognoni, and Trower—5.

Not voting—Messrs. Brown and Tandy—2.

Assembly Bill No. 43 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Joint Resolution No. 8.

Mr. Carlson moved that Assembly Joint Resolution No. 8 be placed on the bottom of the general file.

Carried.

Assembly Joint Resolution No. 9.

Mrs. Williams moved the adoption of the amendment to section 1.

Amendment adopted.

Mr. Loomis moved the adoption of the further committee amendments to section 1.

Amendments adopted.

Remarks by Mrs. Williams and Mr. McCuistion.

Roll call on Assembly Joint Resolution No. 9:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Jones, Kelly, Kispert, Kleppe, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tavelle, Thompson, Whalen, and Mrs. Williams—33.

NAYS—None.

Absent—Messrs. Covington, Johnson, Lewis, Tognoni, and Trower—5.

Not voting—Mr. Tandy and Mr. Speaker—2.

Assembly Joint Resolution No. 9 having received a constitutional majority, Mr. Speaker declared it adopted, as amended.

Assembly Bill No. 258.

Remarks by Messrs. McCuistion, Boak, and Whalen.

Roll call on Assembly Bill No. 258:

YEAS—Messrs. Baker, Brooks, Brown, Carlson, Dalbey, Dickerson, Dow, Jepson, Jones, Kelly, Kispert, Kleppe, Loomis, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tavelle, Thompson, Trower, and Mrs. Williams—26.

NAYS—Messrs. Alpers, Cooper, Donnelly, Farndale, Mack, and Whalen—6.

Absent—Messrs. Covington, Johnson, Lewis, and Tognoni—4.

Not voting—Messrs. Boak, Giroux, Tandy, and Mr. Speaker—4.

Assembly Bill No. 258 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 172.

Mr. Kispert moved the adoption of the committee amendment to section 10.

Amendment adopted.

Mr. Kispert moved the adoption of the committee amendment to section 11.

Remarks by Messrs. Kleppe and Alpers.

Amendment adopted.

Roll call on Assembly Bill No. 172:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Kelly, Kispert, Kleppe, Loomis, Mack, Mayes, McElroy, McGuirk, Munk, Phillips, Robb, Smith, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—30.

NAYS—None.

Absent—Messrs. Baker, Covington, Johnson, Jones, Lewis, McCuistion, and Tognoni—7.

Not voting—Messrs. Monroe, Tandy, and Mr. Speaker—3.

Assembly Bill No. 172 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Thompson gave notice that on the next legislative day he would ask for reconsideration of Assembly Bill No. 172.

Remarks by Mr. Boak.

Mr. Smith having duly given notice, asked for the reconsideration of Assembly Bill No. 203.

Remarks by Messrs. Jones and Dalbey.

Assembly Bill No. 203 was placed on the bottom of the general file.

Mr. Speaker in the Chair.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Substitute for Assembly Bill No. 36, and Assembly Enrolled Bills Nos. 30, 64, 83, 92, 138, 143, 144, 157, 160, and 162 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

DENVER DICKERSON, *Chairman.*

Mr. Speaker:

Your Committee on Labor has had Senate Bills Nos. 12 and 13 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

JAS. WHALEN, *Chairman.*

INTRODUCTION AND FIRST READING

Unanimous consent was given Mr. Jones to introduce a bill.

By Mr. Jones:

Assembly Bill No. 272—An Act to create an additional Legislative Fund.

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

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 272.

Remarks by Mr. Jones.

Roll call on Assembly Bill No. 272:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Dalbey, Donnelly, Dow, Farndale, Giroux, Jepson, Jones, Kelly, Kispert, Kleppe, Loomis, Mack, Mayes, McCuistion, McElroy, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Trower, Whalen, Mrs. Williams, and Mr. Speaker—33.

NAYS—None.

Absent—Messrs. Baker, Covington, Dickerson, Johnson, Lewis, McGuirk, and Tognoni—7.

Assembly Bill No. 272 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 118.

Mr. Robb moved the adoption of the committee amendments to sections 12 and 13.

Amendments adopted.

Mr. Robb moved the adoption of the further amendment of section 13.

Remarks by Messrs. Dow, Giroux, and Monroe.

Mr. Dow moved that the further amendment to section 13 be tabled.

Motion lost.

Mr. Loomis moved that Assembly Bill No. 118 be referred to the Committee on Public Health.

Carried.

Assembly Bill No. 101.

Remarks by Mr. Monroe.

Mr. Loomis moved that Assembly Bill No. 101 be placed on the Speaker's desk for correction.

Carried.

Assembly Substitute for Senate Bill No. 5.

Mr. Jones moved the adoption of the committee amendment to section 3.

Remarks by Messrs. McCuistion, Jones, and Loomis.

Mr. Loomis moved that the amendment to section 3 be tabled.

Carried.

Assembly Bill No. 228.

Remarks by Messrs. Loomis, Monroe, and Jones.

Roll call on Assembly Bill No. 228:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Dickerson, Kispert, Kleppe, Loomis, Mack, McGuirk, Munk, Tandy, and Tavelle—13.

NAYS—Messrs. Baker, Carlson, Cooper, Covington, Donnelly, Dow, Farndale,

Giroux, Jepson, Jones, Kelly, Mayes, McCuistion, McElroy, Monroe, Phillips, Robb, Thompson, Tognoni, Trower, and Whalen—21.
Absent—Messrs. Dalbey, Johnson, Lewis, and Smith—4.
Not voting—Mrs. Williams and Mr. Speaker—2.

Assembly Bill No. 228 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Assembly Bill No. 233.

Mr. Farndale moved that section 1 be amended by striking out the period at the end of said line, inserting a semicolon, and add the following: "*provided,* that this Act shall not apply to any contract which has been let or any work for which bids have been called upon the effective date of the Act."

Amendment adopted.

Remarks by Messrs. Loomis, Alpers, Cooper, Farndale, Tandy, and Tognoni.

Messrs. Tognoni, Brown, and McCuistion moved the previous question.

Remarks by Messrs. Jones, Mack, and Whalen.

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

Remarks by Mr. Jones.

Mr. Whalen amended the motion that the Assembly do not recess until the roll is called on Assembly Bill No. 233.

Carried, as amended.

Messrs. Farndale, Jones and Carlson moved the previous question.

Roll call on Assembly Bill No. 233:

YEAS—Messrs. Baker, Carlson, Cooper, Covington, Dalbey, Dickerson, Dow, Farndale, Giroux, Jepson, Jones, Kelly, Mayes, Monroe, Phillips, Robb, Smith, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—22.
NAYS—Messrs. Alpers, Brooks, Brown, Kleppe, Loomis, Mack, McCuistion, McElroy, McGuirk, Munk, Tandy, and Tavelle—12.
Absent—Messrs. Donnelly, Johnson, Kispert, and Lewis—4.
Not voting—Mr. Boak and Mr. Speaker—2.

Assembly Bill No. 233 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. Brooks moved the assembly recess until 1 p. m.
Carried.

Assembly in recess at 12:06 p. m.

HOUSE IN SESSION

At 1 p. m.
Mr. Speaker in the Chair.
Quorum present.

GENERAL FILE AND THIRD READING

Assembly Joint Resolution No. 8.
Mr. Carlson moved the adoption of the resolution.
Roll call on Assembly Joint Resolution No. 8:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Dalbey,

Farndale, Giroux, Kelly, Kispert, Mack, Mayes, McElroy, Phillips, Robb, Tandy, Tavelle, Thompson, Tognoni, Whalen, Mrs. Williams, and Mr. Speaker—24.

NAYS—None.

Absent — Messrs. Covington, Dickerson, Donnelly, Dow, Jepson, Johnson, Jones, Kleppe, Lewis, Loomis, McCuistion, McGuirk, Monroe, Munk, Smith, and Trower—16.

Assembly Joint Resolution No. 8 having received a constitutional majority, Mr. Speaker declared it adopted unanimously by those present.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Whalen moved that Senate Bills Nos. 12 and 13, respectively, be made a Special Order of Business for Thursday, March 13, 1941, at 2 p. m.

Remarks by Messrs. Baker, Whalen, Dalbey, and Giroux.

Motion lost.

Mr. Baker moved that Senate Bill No. 13 be withdrawn from the general file for the next legislative day and be referred to the Committee on Ways and Means.

Remarks by Mr. Whalen.

Messrs. Whalen, Giroux, and Phillips moved the roll call.

Roll call on motion to rerefer:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Dalbey, Dickerson, Dow, Giroux, Jones, Kleppe, Loomis, Mack, McCuistion, McElroy, Tavelle, and Mrs. Williams—17.

NAYS—Messrs. Carlson, Cooper, Covington, Donnelly, Farndale, Kelly, Mayes, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Thompson, Trower, and Whalen—16.

Absent—Messrs. Jepson, Johnson, Kispert, Lewis, and Smith—5.

Not voting—Mr. Tognoni and Mr. Speaker—2.

The bill was referred to the Committee on Ways and Means.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 268, 269, and Assembly Substitute for Assembly Bill No. 136, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 203.

Mr. Thompson moved that Assembly Bill No. 203 be placed on the bottom of the general file.

Remarks by Messrs. Jones, Tognoni, Monroe, Alpers, Loomis, and Tandy.

Mr. Thompson withdrew his motion.

Remarks by Messrs. Smith, Monroe, and Robb.

Mr. Monroe asked that the record show the following statement: "It is not the intent of this Legislature in passing this bill to give any money to high schools."

Roll call on Assembly Bill No. 203:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Jones, Kelly, Kispert, Kleppe, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, and Mrs. Williams—35.

NAYS—Mr. Whalen.

Absent—Messrs. Johnson and Lewis—2.

Not voting—Mr. Loomis and Mr. Speaker—2.

Assembly Bill No. 203 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Joint Resolution No. 10, hereto attached, is a correct copy of the triplicate thereof in its possession.

DOUG TANDY, *Chairman.*

Assembly Bill No. 101.

Mr. Jones moved that Assembly Bill No. 101 be tabled.

Carried.

Mr. Jones moved that the Assembly recess until 4 p. m.

Carried.

Assembly in recess at 1:45 p. m.

HOUSE IN SESSION

At 4 p. m.

Mr. Speaker in the Chair.

All present.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 272, which was this day declared an emergency measure under the Constitution and passed by the following vote: Yeas, 16; nays, none; absent, 1.

Also, to present Senate Bill No. 52, which passed, as amended: Yeas, 15; nays, none; absent, 1; not voting, 1. Amend as follows: Strike out after the word "therewith" in line 8 of the title, page 1 of the printed bill, the words "as amended," and add in lieu thereof "approved March 5, 1923, as amended March 23, 1927, chapter 126 Statutes of Nevada 1927."

Also, Senate Concurrent Resolution No. 4, which was this day adopted by the Senate.

Also, to inform you that the Senate refused to withdraw their amendments to Assembly Bill No. 32, and asked that a Conference Committee be appointed to meet with a like committee of the Senate. The President appointed Senators Dressler, Cox, and Winters.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

Mr. Mayes moved that the Assembly concur in the Senate amendments to the title of Assembly Bill No. 52.

Remarks by Mr. Mayes.

Carried.

Mr. Dickerson moved that the Speaker be authorized to appoint a committee of three to meet with a like committee of the Senate on Assembly Bill No. 32.

Carried.

Mr. Speaker appointed Messrs. Dickerson, Dalbey, and Whalen as a committee to meet with a like committee of the Senate on Assembly Bill No. 32.

MOTIONS, RESOLUTIONS, AND NOTICES

Senate Concurrent Resolution No. 4.

Mr. Boak moved the adoption of the concurrent resolution.

Resolution adopted.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Ways and Means has had Senate Bill No. 13 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend by striking out section 3 of Senate Bill No. 13, and insert the following: "SEC. 3. The amount of assistance which shall be granted for any aged individual shall be in accordance with the rules and regulations of the State department and subject to the approval of the State department with due respect to requirements of the individual and conditions existing in each case, and to the income and resources available, from whatever source. The amount of assistance shall be sufficient, when added to the income and resources available to the individual, to provide him or her with a reasonable subsistence compatible with health and well-being; but in no case shall it exceed for any month, with respect to any such individual, the maximum amount of forty dollars ($40)."

Also, Assembly Bill No. 235, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Assembly Bill No. 235 by changing the words and figures in lines 12 and 13 of page 1 of the printed bill to ten thousand ($10,000).

C. D. BAKER, *Chairman.*

Mr. Speaker:

Your Committee of Washoe County Delegation has had Assembly Bill No. 269 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. L. COVINGTON, *Chairman.*

Mr. Speaker:

Your Committee on Irrigation has had Assembly Bill No. 219 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

EARL MAYES, *Chairman.*

Mr. Speaker:

Your Committee on Federal Relations has had Assembly Bill No. 247 under consideration, and begs leave to report a substitute with the recommendation that the substitute be adopted and do pass.

JOHN KELLY, *Chairman.*

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Bill No. 272 with the engrossed copy, finds the same correctly enrolled, and has this day delivered the same to the Governor.

Also, Senate Substitute for Assembly Bill No. 54 with the engrossed copy, finds the same correctly enrolled, and has this day delivered the same to the Governor.

DENVER DICKERSON, *Chairman.*

Mr. Speaker:

Your Conference Committee on Assembly Bill No. 32 has had same under

consideration, and begs leave to report that we have concurred in the Senate amendments.

W. F. DRESSLER,
DENVER DICKERSON,
Chairmen.

Mr. Speaker:

Your Committee of Ormsby County Delegation has had Assembly Bill No. 180 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend Assembly Bill No. 180, page 15, lines 15 to 22, inclusive, by striking out all of section 9 as it appears in lines 15 to 22, inclusive, page 15 of the printed bill. Further amend by striking out all of section 11 as it appears in lines 32 and 33, page 15, and lines 1 to 7, inclusive, page 16 of the printed bill. Further amend by changing the number of section 10 to 9, section 12 to 10, and all succeeding sections to conform thereto.

DENVER DICKERSON, *Chairman.*

Mr. Speaker:

Your Committee on Taxation has had Assembly Bill No. 127 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

H. L. COVINGTON, *Chairman.*

HOUSE IN SESSION

At 4:30 p. m.

Mr. Speaker in the Chair.

Quorum present.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Dickerson moved that the report from the Conference Committee be adopted.

Report adopted.

Mr. Dickerson moved that Assembly Bill No. 62 be placed on general file for the next legislative day.

Carried.

There being no objections, Mr. Speaker and the Chief Clerk signed Assembly Bill No. 272, Senate Substitute for Assembly Bill No. 54, and Senate Joint Resolutions Nos. 5, 8, and 9.

INTRODUCTION AND FIRST READING

By Mr. Jones:

Assembly Bill No. 273.

An Act to aid the Federal copyright laws, to assist in effectuating their true intent and their enforcement in the State of Nevada by removing and declaring illegal certain monopolistic abuses and activities wrongfully practiced under the guise of copyrights within the State by price fixing combinations, monopolies, and pools; providing penalties for combining rights granted by the copyright laws where the effect of such combination results in the use of copyright privileges as instrumentalities of oppression and extortion within the State; and encouraging the rendition, creation, and production of copyrighted works among the school children and citizens of the State of Nevada;

encouraging the marketing and acceptance of copyrighted works, created by the citizens of this State; repealing certain Acts; creating a State antimonopoly board for a particular function to be exercised only in the event of abuses and violations hereof; defining its duties, and the jurisdiction and duties of courts of record, the duties of the prosecuting attorneys, and other persons; and providing for the appointment of a receiver in certain instances; defining certain terms; providing for service of process on nonresidents; prohibiting certain acts; and providing penalties for violation hereof.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Judiciary.

By Committee on Judiciary:

Assembly Bill No. 274—An Act to amend an Act entitled "An Act concerning crimes and punishments, and repealing certain Acts relating thereto," approved March 17, 1911, together with the Acts amendatory thereof or supplemental thereto, and repealing section 10359 N. C. L. 1929.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Judiciary.

By Select Committee of Nye County Delegation:

Assembly Bill No. 275—An Act fixing the compensation of certain county officers in Nye County, and other matters properly relating thereto.

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

Carried.

Mr. Whalen moved that Senate Bill No. 12 and Senate Bill No. 13 be made a Special Order of Business in their numerical order for Thursday, March 13, 1941, at 2 p. m.

Carried.

Mr. Jones moved that the Assembly adjourn until Wednesday, March 12, 1941, at 9 a. m.

Mr. Loomis moved to amend that the Assembly adjourn until 10 a. m.

Motion carried, as amended.

Assembly adjourned at 4:40 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE FIFTY-SECOND DAY

CARSON CITY (Wednesday), March 12, 1941.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Baker, McGuirk, and Trower, who were excused.

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

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

Carried.

INTRODUCTION AND FIRST READING

Unanimous consent was given Mr. Boak to introduce a bill.

By Mr. Boak:

Assembly Bill No. 276—An Act providing for reimbursement to the various counties of this State for loss of revenue incurred by such counties by reason of the withdrawal from taxation of vast areas of public lands and livestock, which has been granted by the Government of the United States to the Indians.

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

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 235.

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

Amendment adopted.

Remarks by Messrs. Whalen, McCuistion, Jones, and Giroux.

Roll call on Assembly Bill No. 235:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, Monroe, Munk, Phillips, Smith, Tandy, Tavelle, Thompson, Tognoni, Whalen, and Mrs. Williams—35.

NAYS—None.

Absent—Messrs. Baker, McGuirk, Robb, and Trower—4.

Not voting—Mr. Speaker.

Assembly Bill No. 235 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 269.

Mr. Covington asked that the following letter be placed in the records of the Journal.

H. L. COVINGTON, *Chairman of Washoe County Delegation, Assembly Chamber, Carson City, Nevada.*

DEAR MR. COVINGTON: At a regular meeting of the Board of County Commissioners held on the 5th, I was instructed to write you and say that the Board of County Commissioners are favorable to the passage of a bill authorizing the Justice of the Peace of Sparks Township to employ a clerk at a salary not to exceed $60 per month.

Yours truly,

E. H. BEEMER.

Remarks by Messrs. Covington, Jones, and Tandy.

Roll call on Assembly Bill No. 269:

YEAS—Messrs. Alpers, Boak, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Mack, Mayes, McCuistion, McElroy, Monroe, Munk, Phillips, Robb, Smith, Tavelle, Tognoni, Trower, Whalen, and Mrs. Williams—31.

NAYS—None.

Absent—Messrs. Baker, Brooks, and McGuirk—3.

Not voting—Messrs. Giroux, Lewis, Loomis, Tandy, Thompson, and Mr. Speaker—6.

Assembly Bill No. 269 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 219.

Mr. Kleppe moved that Assembly Bill No. 219 be referred to Committee on Judiciary.

Carried.

Assembly Substitute for Assembly Bill No. 247.

Mr. Kelly moved the adoption of the Assembly Substitute for Assembly Bill No. 247.

Mr. Kelly withdrew his motion.

Mr. Tognoni moved that the Assembly Substitute for Assembly Bill No. 247 be printed and the bill remain on the Speaker's desk.

Carried.

Assembly Bill No. 62.

Mr. Dickerson moved that Assembly Bill No. 62 be placed on the bottom of the general file.

Carried.

Assembly Bill No. 180.

Mr. Dickerson moved the adoption of the amendments to sections 9 and 11.

Amendments adopted.

Mr. Dickerson moved the adoption of the amendment to change the section numbers of the bill.

Amendment adopted.

Remarks by Mr. Dickerson.

Roll call on Assembly Bill No. 180:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy,

Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—36.
NAYS—None.
Absent—Messrs. Baker, McGuirk, and Smith—3.
Not voting—Mr. Speaker.

Assembly Bill No. 180 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 127.

Remarks by Messrs. Covington and Tognoni.

There being no objections, the Chief Clerk was authorized to make the necessary corrections in the amendment to section 5.

Mr. Covington moved the adoption of the committee amendment to section 5.

Remarks by Messrs. Whalen, Monroe, Boak, Johnson, and Smith.

Amendment adopted.

Mr. Tognoni moved the adoption of the committee amendment to section 6.

Amendment adopted.

Mr. Tognoni moved that section 7 be adopted with the committee amendment.

Mr. Tognoni moved the adoption of the committee amendment to section 10.

Amendment adopted.

Remarks by Messrs. Covington and Loomis.

Mr. Loomis moved that section 9 be amended by striking out all of section 9 of the printed bill.

Amendment adopted.

Remarks by Messrs. Jones, Tognoni, Boak, Covington, and Whalen.

Roll call on Assembly Bill No. 127:

YEAS—Messrs. Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kispert, Kleppe, Lewis, Loomis, Mack, McCuistion, McElroy, Munk, Phillips, Robb, Tavelle, Tognoni, Whalen, and Mrs. Williams—27.
NAYS—Messrs. Boak, Donnelly, Kelly, Thompson, and Trower—5.
Absent—Messrs. Baker, Mayes, and McGuirk—3.
Not voting—Messrs. Alpers, Monroe, Smith, Tandy, and Mr. Speaker—5.

Assembly Bill No. 127 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly in recess at 11:10 a. m.

HOUSE IN SESSION

At 11:25 a. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Assembly Bill No. 62.

Mr. Dickerson moved the adoption of the printed amendments to Assembly Bill No. 62.

Amendment adopted.

Mr. Dickerson moved the adoption of the amendment to the amendment by striking out the period following the word "Act," which is the last word in the substituted section 24 of the amendment, and insert in lieu thereof a semicolon and the following: "*provided, however*, that any person to be licensed under the provisions of sections 23 and 24 of this Act who has been practicing any branch of medicine or mode or system of diagnosis or treatment of disease for a period of eleven years or more and continuously in the State of Nevada immediately before this Act goes into effect shall be granted a license without examination on proof of same, and on the payment of the stipulated fee."

Remarks by Messrs. Loomis, Monroe, Cooper, McCuistion, Giroux, Dow, and Dickerson.

Amendment adopted.

On motion of Mr. Dickerson, the Chief Clerk was authorized to renumber the sections.

Remarks by Mr. Dickerson:

Roll call on Assembly Bill No. 62:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—37.

NAYS—None.

Absent—Mr. McGuirk.

Not voting—Mr. Cooper and Mr. Speaker—2.

Assembly Bill No. 62 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 71, which passed by the following vote: Yeas, 15; nays, none; absent, 1; not voting, 1.

Also, Assembly Bill No. 38, which passed: Yeas, 15; nays, none; absent, 1; not voting, 1.

Also, Assembly Bill No. 173, which passed: Yeas, 15; nays, none; absent, 1; not voting, 1.

Also, Assembly Bill No. 210, which passed: Yeas, 15; nays, none; absent, 1; not voting, 1.

Also, to inform your honorable body that the Senate this day concurred in the Assembly amendments to Senate Bill No. 48.

Also, Assembly Bill No. 3, which passed, as amended: Yeas, 16; nays, none; absent, 1. Amend as follows: Strike out all of section 2 and change section 3 to section 2, and change section 4 to section 3.

Also, to present Senate Bill No. 39, which passed: Yeas, 13; nays, 1; absent, 1; not voting, 2.

Also, Senate Bill No. 88, which passed: Yeas, 16; nays, none; absent, 1.

Also, Senate Bill No. 80, which passed: Yeas, 16; nays, none; absent, 1.

Also, Senate Bill No. 78, which passed, as amended: Yeas, 16; nays, none; absent, 1. Amend as follows: Page 2, line 18 of the printed bill, strike the word "shall" and insert in lieu thereof the word "may." Page 2, line 25, strike the word "shall" and insert in lieu thereof the word "may."

Also, Senate Bill No. 91, which passed: Yeas, 16; nays, none; absent, 1.

Also, Senate Bill No. 51, which passed, as amended: Yeas, 16; nays, none; absent, 1. Amend as follows: Strike out the word "fifteen" in line 3, page 1, and substitute in lieu thereof the word "ten." Further amend section 1 by striking out the figures "$15,000" in line 3, page 1 of the printed bill, and substitute in lieu thereof the figures "$10,000." Further amend line 2 in the title by striking the word "this" after the word "of," and substitute therefor the word "the."

I also wish to inform your honorable body that the Senate refuses to concur in the Assembly amendments to Senate Bill No. 61.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

Mr. Farndale moved that the Assembly concur in the Senate amendments to Senate Bill No. 3.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 271, hereto attached, is a correct copy of the triplicate thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bills Nos. 234, 237, and 240 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

Also, Senate Bill No. 2, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Senate Bill No. 2 by changing the years designated 1939 and 1941, in lines 7 and 8 of the printed bill, to 1941 and 1943, respectively.

C. D. BAKER, *Chairman.*

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

Carried.

Assembly in recess at 11:52 a. m.

HOUSE IN SESSION

At 1 p. m.

Mr. Speaker in the Chair.

Quorum present.

INTRODUCTION AND FIRST READING

Senate Bill No. 51.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Ways and Means.

Senate Bill No. 91.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Ways and Means.

Senate Bill No. 78.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Counties and County Boundaries.

Senate Bill No. 80.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Public Health.

Senate Bill No. 88.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Public Printing.

Senate Bill No. 39.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Special Committee on State University.

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

Carried.

Assembly in recess at 1:27 p. m.

HOUSE IN SESSION

At 3 p. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Tandy moved that the Assembly insist on the Assembly amendments to Senate Bill No. 61, and Mr. Speaker appoint a conference committee of three to meet with a like committee of the Senate on Senate Bill No. 61.

Carried.

Mr. Speaker appointed Messrs. Tandy, McCuistion, and Smith as the Conference Committee.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 270 is a correct copy of the triplicate thereof in its possession, with the exception that in line 5, page 2 of the triplicate, strike the word "member" and insert in lieu thereof the word "number," to conform to the bound copy hereto attached.

DOUG TANDY, *Chairman.*

Mr. Boak moved that the Chief Clerk be authorized to make the necessary corrections.

Carried.

Mr. Speaker:

Your Committee on Public Health has had Senate Bill No. 29 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Senate Bill No. 29 by inserting a comma after the word "State" in line 2, page 1 of the printed bill, and add the following: "in which there were cast not less than five thousand (5,000) votes nor more than six thousand (6,000) votes at the general election of 1940."

R. F. ROBB, *Chairman.*

Mr. Speaker:

Your Committee on Trade and Manufactures has had Assembly Bill No. 195 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

FRED PHILLIPS, *Chairman.*

Mr. Speaker:

Your Committee on Education has had Assembly Bill No. 266 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

BERTON SMITH, *Chairman.*

Mr. Speaker:

Your Committee on Roads and Highways has had Assembly Bills Nos. 259 and 268 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

Also, the majority of your Committee on Roads and Highways has had Senate Bill No. 59 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass. Those voting in favor of the bill were Earl Mayes, Allen K. Dalbey, Denver Dickerson, C. D. Baker, W. B. Tavelle, C. C. Boak. Against the bill, Amos H. Dow.

Also, the majority of your Committee on Roads and Highways has had Assembly Bill No. 91 under consideration, and begs leave to report favorably on the same, as amended. Those voting for the bill were C. D. Baker, C. C. Boak, Denver Dickerson, and Allen K. Dalbey. Those voting to return bill without recommendation were Earl Mayes, Amos H. Dow, and W. B. Tavelle.

Amendment proposed by Mr. Baker: Amend section 1 of Assembly Bill No. 91 by striking all of the words after "Governor" in line 6, page 2 of the printed bill. Strike section 34, and change number of section 35 to section 34.

Amendment proposed by Committee on Roads and Highways: Amend section 13 of Assembly Bill No. 91 by striking all of section 13 from line 19, page 8 of the printed bill, to and including line 28, page 17 of the printed bill.

EARL MAYES, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bills Nos. 215, 219, 238, and 271, and Senate Bills Nos. 19, 20, 23, and 69 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

Also, Assembly Bill No. 102, and reports unfavorably on the same, with the recommendation that it do not pass, as amended.

Amend section 3 of Assembly Bill No. 102 by striking out after the word "the" in line 3, page 3 of the printed bill, all the remainder of line 3, and insert in lieu thereof the following: "parent or guardian of said minor parent."

Amend section 3 of Assembly Bill No. 102, line 21, page 2 of the printed bill, by adding at the end of line 21 the following: "Where the parent or guardian relinquishes a child for adoption to a recognized organization, institution, or society of this or another State, or to the State Department of Welfare, which relinquishment is recognized by law, it shall not be necessary, in adopting said child, to obtain the permission of the parent or guardian who has relinquished the said child."

Amend section 3 of Assembly Bill No. 102, page 2, line 26, by inserting a semicolon after the word "child" in line 26, page 2 of the printed bill, striking out the remainder of lines 26 and 27, and insert in lieu thereof the following: "*provided*, the court may take into consideration such information concerning the adoption as the State Welfare Department might obtain and submit." Strike out all of lines 31, 32, and 33 on page 2, and lines 1, 2 and 3 on page 3, and insert in lieu thereof the following: "In all cases arising under the provisions of this section the court may cite the representative of the Child Welfare Department to make the investigation and report the result thereof to the court, and the court in ordering an adoption may take into consideration such matters as may have been obtained through the Child Welfare Department." Place a period after the word "guardian" in line 6, page 3 of the printed bill, and strike out the remainder of section 3.

Amend section 4 of Assembly Bill No. 102 by inserting after the period following the word "adoption" in line 20, page 3 of the printed bill, the following: "In making such order of adoption, the court must consider the religion of the natural parents of the child, if the same be known."

Amend Assembly Bill No. 102 by striking out all of sections 9 and 10.

CLIFFORD A. JONES, *Chairman.*

PRESENTATION OF PETITIONS

STATE OF NEVADA

EXECUTIVE CHAMBER

CARSON CITY, March 12, 1941.

To the Honorable, the Senate and Assembly:

Supplementing my message to you of January 21, 1941, there has come to my attention a matter of deep concern to the semiarid West, and particularly to the people of Nevada, that I feel impelled to bring before you.

In a case recently decided in the Supreme Court of the United States, a new test was prescribed for determining whether a river is navigable or capable of being made navigable by improvement which seems to be far reaching and may materially affect State's rights to the waters within their boundaries.

Recently a bill has been introduced in Congress entitled "A bill to provide for improvement of navigation and control of floods on the Arkansas, St. Francis, Red and White Rivers, for the promotion of national defense and for other purposes." It provides for the organization of a Federal corporation with extensive powers over the basins of the rivers mentioned, that in my opinion, if exercised, would destroy States' control over the waters of these rivers and jeopardize decreed water rights.

While on the face of this legislation there may not appear a great danger so far as our State's water rights are concerned, as we have but a few interstate streams, I feel it my duty to sound a warning to you and the people of our State and to every State in the West that the passage of such legislation and the authority attempted to be granted to a proposed corporation with such broad powers and not answerable to either the States or to the National Government would tend to deny and greatly retard the right of States in the development of their own water resources.

In our State a doctrine concerning the allocation, distribution, and administration of our streams has been established over a period of many years by laws and court decisions. We have guarded jealously our power to administer and protect our water rights. Our laws set up procedure for determining the relative rights of water users based upon priority of use, the amount diverted and other factors. Water rights are considered as property rights as sacred and as valuable as the title to the lands on which the water is used.

Not only would such legislation operate to affect our vested water rights and unappropriated waters, but could result in the interference with the activities of the States in the construction of highways, bridges and other works of interior development.

The future development of Nevada is dependent upon our own State control

of our water rights. Agricultural, mining, and industrial developments are all affected and we should guard and retain them to ourselves.

Viewing this proposed measure on the broad basis of the principle sought to be established in said bill, it seems clear that it constitutes an opening wedge in a great plan to place every river basin of any consequence in the country under Federal authority and thus deny the rights of States in the development of their water resources and interfere with the doctrine of States' rights reserved to us under the Constitution. In fact, the proposed legislation, if enacted, would give the Federal corporation the right to tear out State and privately-owned dams, bridges, canals, and other structures and workings not desired by such corporation, and this without the owner's consent.

I am asking you as citizens and representatives of a great State to investigate this proposed measure, and if you find the legislation dangerous to our State's rights and future welfare I suggest that, by proper resolution and such other action as you may deem wise, you protest its enactment and approval and thus protect and defend our rights.

Respectfully submitted,

E. P. CARVILLE,
Governor.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Public Lands has had Assembly Bill No. 116 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

E. H. TROWER, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Senate Bill No. 31 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

CLIFFORD A. JONES, *Chairman.*

Mr. Speaker:

Your Committee on Elections has had Assembly Bill No. 265 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

O. D. JEPSON, *Chairman.*

INTRODUCTION AND FIRST READING

Consent was given Mr. Cooper to introduce a bill.

By Mr. Cooper:

Assembly Bill No. 277—An Act to amend an Act entitled "An Act to provide revenue for the support of the Government of the State of Nevada, and repeal certain Acts relating thereto," approved March 23, 1891, together with the Acts amendatory thereof or supplemental thereto.

Mr. Cooper moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Taxation.

Consent was given to the Lincoln County Delegation to introduce a bill.

By Lincoln County Delegation:

Assembly Bill No. 278—An Act fixing the fees and compensation of certain Justices of the Peace in and for the county of Lincoln.

Mr. Trower moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to a Select Committee of Lincoln County Delegation.

Consent was given to the Washoe County Delegation to introduce a bill.

By Washoe County Delegation:

Assembly Bill No. 279—An Act to amend an Act entitled "An Act to incorporate the town of Reno, and to establish a city government therefor," approved March 13, 1905, and as amended from time to time thereafter, by amending section 6 of article III, section 4 of article XII, and section 9 of article XIV.

Mr. Brown moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to a Select Committee of the Third Assembly District of Washoe County.

Consent was given the Committee on Roads and Highways to introduce a bill.

By Committee on Roads and Highways.

Assembly Bill No. 280—An Act declaring the public policy of the State with reference to the use of State highway funds, to provide safety in the construction, maintenance, and use of improved State highways; and providing for the protection, preservation, and maintenance of such highways, and of the State Highway Fund of this State, and other matters relating thereto, all to be paid for out of the State Highway Fund.

Mr. Mayes moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Roads and Highways.

Mr. Jones moved that the Assembly adjourn until Thursday, March 13, 1941, at 9 a. m.

Motion carried.

Assembly adjourned at 3:35 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE FIFTY-THIRD DAY

CARSON CITY (Thursday), March 13, 1941.

Assembly called to order at 9 a. m.
Mr. Speaker in the Chair.
Roll called.
All present except Messrs. Baker and Smith.
Prayer by the Chaplain, Monsignor H. J. Wientjes.

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

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 234.

Mr. Phillips asked that his remarks, which were as follows, be placed in the record:

My name on this bill was placed on it without really knowing what it was about to begin with. It happened at the last minute of the 40th day. I looked at the bill and I asked the man who gave the bill to me, in favor of it, why sign the bill, because it will jeopardize the old-age pension bill.

I know I got plenty of hell for signing it because it jeopardizes the old-age pension bill.

It seems to me the bill has been lobbied extensively by outside lobbyists that shouldn't be interested in the bill, and that administrators of the old-age pension have plenty to do without interfering with Legislature matters, and if my name is on this bill I would like to go on record that I don't know much about this bill, therefore I move that this bill be tabled.

Messrs. Loomis, Brown, and Brooks asked for a roll call on motion to table.

Roll call on motion to table:

YEAS—Messrs. Carlson, Cooper, Dalbey, Donnelly, Farndale, Jepson, Johnson, Jones, Kispert, McGuirk, Phillips, Tandy, Tavelle, and Whalen—14.

NAYS—Messrs. Alpers, Boak, Brooks, Brown, Covington, Dickerson, Dow, Giroux, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, Monroe, Munk, Robb, Thompson, and Mrs. Williams—20.

Absent—Messrs. Baker, Kelly, Smith, Tognoni, and Trower—5.

Not voting—Mr. Speaker.

Motion to table lost.

Remarks by Messrs. Boak, Phillips, Loomis, Giroux, and Whalen.

Mr. Whalen moved the bill be placed on the bottom of general file.

Remarks by Mr. Covington.

Mr. Boak moved to amend, and that the Special Order of Business for this afternoon at 2 p. m. be vacated, and that Assembly Bill No.

234, and Senate Bill No. 13, be respectively, made a Special Order of Business for this afternoon at 2 p. m.

Remarks by Mr. Dow.

Motion carried as amended.

Assembly Bill No. 240.

Remarks by Messrs. Mayes and Dow.

Roll call on Assembly Bill No. 240:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Jones, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, and Mrs. Williams—35.

NAYS—None.

Absent—Messrs. Giroux, Kelly, Smith, and Whalen—4.

Not voting—Mr. Speaker.

Assembly Bill No. 240 having received a constitutional majority, Mr. Speaker declared it passed.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Ways and Means has had Senate Bill No. 63 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Senate Bill No. 63 by changing the words and figures in lines 9 and 10, page 2 of the printed bill, to "twenty-five hundred ($2,500)."

Also, Assembly Bill No. 152, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Assembly Bill No. 152, by changing the words and figures in lines 4 and 5, page 1 of the printed bill, to "sixty-five thousand ($65,000)." Change the words and figures in line 9, page 2 of the printed bill, to "twenty-six hundredths (26/100)." Change the words and figures in line 25, page 2 of the printed bill, to "sixty-five thousand ($65,000)."

Also, Assembly Bill No. 74, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend Assembly Bill No. 74 by striking sections 3 and 4.

Also, Assembly Bill No. 165, and reports favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 16, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Assembly Bill No. 16 by changing the words and figures in line 4, page 1 of the printed bill, to "three thousand ($3,000)," and inserting after the word "the," in line 5, the word "fiscal."

Also, Assembly Bill No. 27, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Assembly Bill No. 27 by changing the words and figures in line 5, page 2 of the printed bill, to "four thousand ($4,000)," and insert after the first word "the" in line 6 the word "fiscal."

C. D. BAKER, *Chairman.*

Mr. Speaker:

Your Committee on Public Printing has had Senate Bill No. 88 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

AMOS H. DOW, *Chairman.*

GENERAL FILE AND THIRD READING

Senate Bill No. 2.

Mr. Baker moved the adoption of the committee amendment.

Amendment adopted.

Remarks by Mr. Baker.

Roll call on Senate Bill No. 2:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Johnson, Jones, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—33.

NAYS—None.

Absent—Messrs. Cooper, Giroux, Jepson, Kelly, Phillips, and Smith—6.

Not voting—Mr. Speaker.

Senate Bill No. 2 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 237.

Roll call on Assembly Bill No. 237:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Johnson, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, Munk, Robb, Tandy, Whalen, and Mrs. Williams—25.

NAYS—None.

Absent—Messrs. Cooper, Giroux, Jepson, Jones, Kelly, McGuirk, Phillips, Smith, and Tognoni—9.

Not voting—Messrs. Loomis, Monroe, Tavelle, Thompson, Trower, and Mr. Speaker—6.

Assembly Bill No. 237 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 29.

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

Amendment adopted.

Remarks by Messrs. Loomis and Whalen.

Roll call on Senate Bill No. 29:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—34.

NAYS—None.

Absent—Messrs. Giroux, Jones, Kelly, McCuistion, and Smith—5.

Not voting—Mr. Speaker.

Senate Bill No. 29 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. Speaker pro tem. in the Chair.

Assembly Bill No. 195.

Mr. Brooks moved to amend by striking out all of section 10.

Amendment adopted.

Remarks by Mr. Brooks.

Roll call on Assembly Bill No. 195:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Jones,

Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—35.

NAYS—None.

Absent—Messrs. Giroux, Kelly, McCuistion, Smith, and Mr. Speaker—5.

Assembly Bill No. 195 having received a constitutional majority, Mr. Speaker pro tem. declared it passed, as amended.

Assembly Bill No. 266.

Remarks by Messrs. Tognoni and Dalbey.

Mr. Tognoni moved that Assembly Bill No. 266 be placed on the bottom of the general file.

Carried.

Assembly Bill No. 259.

Remarks by Messrs. Whalen, Monroe, Jepson, Thompson, and Phillips.

Roll call on Assembly Bill No. 259:

YEAS—Messrs. Alpers, Boak, Brooks, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Farndale, Giroux, Jones, Kispert, Kleppe, Mack, Mayes, McGuirk, Monroe, Munk, Phillips, Robb, Thompson, Tognoni, Trower, and Whalen—25.

NAYS—Messrs. Baker, Brown, and Jepson—3.

Absent—Messrs. Kelly, Lewis, Smith, and Mr. Speaker—4.

Not voting—Messrs. Dow, Johnson, Loomis, McCuistion, McElroy, Tandy, Tavelle, and Mrs. Williams—8.

Assembly Bill No. 259 having received a constitutional majority, Mr. Speaker pro tem. declared it passed.

Assembly Bill No. 268.

Remarks by Mr. Boak.

Roll call on Assembly Bill No. 268:

YEAS—Messrs. Boak, Brooks, Brown, Carlson, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Kispert, Kleppe, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Robb, Tavelle, Thompson, Tognoni, Trower, and Whalen—29.

NAYS—Mr. Cooper.

Absent—Messrs. Alpers, Baker, Jones, Kelly, Lewis, Phillips, Smith, and Mr. Speaker—8.

Not voting—Mr. Tandy and Mrs. Williams—2.

Assembly Bill No. 268 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 59.

Roll call on Senate Bill No. 59:

YEAS—Messrs. Boak, Dalbey, Dickerson, Donnelly, Farndale, Giroux, Kispert, Mack, Mayes, McGuirk, Monroe, Munk, and Robb—13.

NAYS—Messrs. Brooks, Cooper, Covington, Dow, Jepson, Johnson, Kleppe, Loomis, McCuistion, and Whalen—10.

Absent—Messrs. Baker, Jones, Kelly, Lewis, Phillips, Smith, Thompson, and Mr. Speaker—8.

Not voting—Messrs. Alpers, Brown, Carlson, McElroy, Tandy, Tavelle, Tognoni, Trower and Mrs. Williams—9.

Senate Bill No. 59 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Whalen gave notice that on the next legislative day he would ask for reconsideration of Senate Bill No. 59.

Remarks by Mr. Loomis.

Mr. Speaker in the Chair.

Assembly Bill No. 91.

Mr. Jones moved that Assembly Bill No. 91 be placed at the bottom of the general file.

Mr. Jones withdrew his motion.

Mr. Baker moved the adoption of the amendment to section 1.

Amendment adopted.

Mr. Baker moved the adoption of the committee amendments to sections 4, 5, and 7.

Amendments adopted.

Mr. Robb moved that section 6 be amended by deleting the word "civil" in line 8, page 5 of the printed bill.

Remarks by Messrs. Monroe, Baker, Robb, and Johnson.

Assembly in recess at 11 a. m.

HOUSE IN SESSION

At 11:08 a. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Assembly Bill No. 91.

Mr. Brown moved that Assembly Bill No. 91 be indefinitely postponed.

Motion lost.

Remarks by Messrs. Baker, and Tavelle.

Mr. Baker moved the adoption of the committee amendments to sections 10 and 13.

Amendments adopted.

Mr. Baker moved the adoption of the further amendment to section 13.

Mr. Mayes, Chairman of the Committee on Roads and Highways, withdrew the further amendment to section 13.

Mr. Mayes moved that the Chief Clerk be authorized to make the necessary typographical correction to section 13.

Carried.

Mr. Baker moved the adoption of the committee amendment to section 15.

Amendment adopted.

Mr. Loomis moved the adoption of the amendment to the amendment to section 15.

Amendment to the amendment adopted.

Mr. Loomis moved that section 15 be amended by striking out the words "by certiorari."

Amendment adopted.

Mr. Baker moved the adoption of the committee amendment to section 22.

Amendment adopted.

Mr. Baker moved the adoption of the further committee amendment to section 22.

Amendment adopted.

Mr. Baker moved the adoption of the committee amendment to section 25.

Amendment adopted.

The Chief Clerk was authorized to make the necessary typographical corrections to section 28.

Mr. Baker moved the adoption of the amendments to sections 34 and 35.

Amendments adopted.

Mr. Tognoni moved that section 6 be amended by striking all of the sentence beginning in line 8 and ending with the period after the word "maintenance," in line 11.

Remarks by Messrs. Covington, Tognoni, and Loomis.

Amendment lost.

Mr. Brooks moved the adoption of the amendment to the bill as a whole, authorizing the Chief Clerk to renumber sections of the bill.

Amendment adopted.

Mr. Baker moved the adoption of the committee amendment to section 33.

Amendment adopted.

Remarks by Messrs. Tognoni, Baker, Tandy, and Loomis.

Roll call on Assembly Bill No. 91.

YEAS—Messrs. Baker, Boak, Carlson, Cooper, Dalbey, Dickerson, Farndale, Jones, Kelly, Kispert, Monroe, and Robb—12.

NAYS—Messrs. Alpers, Brooks, Brown, Covington, Donnelly, Dow, Giroux, Jepson, Johnson, Kleppe, Mack, McCuistion, McElroy, McGuirk, Munk, Tandy, Tavelle, and Mrs. Williams—18.

Absent—Messrs. Lewis and Smith—2.

Not voting—Messrs. Loomis, Mayes, Phillips, Thompson, Tognoni, Trower, Whalen, and Mr. Speaker—8.

Assembly Bill No. 91 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 279, 277, 276, 273, 274, and 275, and Assembly Substitute for Assembly Bill No. 247, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Speaker:

Your Special Committee on State University has had Senate Bill No. 39 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

DENVER DICKERSON, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 270 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

CLIFFORD A. JONES, *Chairman.*

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bill No. 177 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

Amend section 1 of Assembly Bill No. 177 by changing the words and figures in lines 5 and 6, page 2 of the printed bill, to "eight thousand dollars ($8,000)."

Amend section 2 of Assembly Bill No. 177 by striking out the whole thereof, being lines 7 to 20, inclusive, on page 2 of the printed bill, and inserting in lieu thereof the following:

"SEC. 2. The State Controller shall draw his warrant or warrants in favor of Carson City, in the amount not exceeding the said sum of eight thousand dollars ($8,000), and the State Treasurer shall pay the same; *provided, however*, as follows: (1) That no warrant for any sum shall be drawn or paid unless, before the 15th day of July 1941, the President of the Board of Trustees, with the attest of the City Clerk and Treasurer shall certify that Carson City has been authorized to incur an indebtedness for the purposes of this Act and to issue bonds of Carson City in evidence thereof, to an amount not less than forty-eight thousand dollars ($48,000) by virtue of an election by the electors of Carson City, Nevada, according to law, and shall deliver such certificate to the State Controller, and (2) that the warrant or warrants shall be drawn and paid, from time to time, so as to match, in the proportion of one dollar of State moneys for every six dollars of Carson City moneys, the proceeds of the sale of such bonds, or other available moneys of Carson City, appropriated and made available for expenditure by Carson City, for the purposes of this Act, and the certificate of the City Clerk and Treasurer of Carson City shall be evidence that this latter condition has been met, *provided further*, that both the foregoing conditions must be met, and in no case shall the State's participation in the said project involve the expenditure by the State of more than eight thousand dollars ($8,000)."

Amend section 5 of Assembly Bill No. 177 by inserting after the word "after" in line 4, page 3 of the printed bill, the words "any of."

Also, Assembly Bill No. 178, and reports favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 179, and reports favorably on the same, with the recommendation that it do pass, as amended.

Amend section 1 of Assembly Bill No. 179 by changing the words and figures in lines 10 and 11, page 2 of the printed bill, to "twenty thousand dollars ($20,000)."

Amend section 5 of Assembly Bill No. 179 by striking out the first paragraph of said section, being lines 8 to 14, inclusive, of the printed bill, on page 3, and inserting in lieu thereof the following:

"There is hereby appropriated, from any funds in the State Treasury not otherwise appropriated, the sum of four thousand dollars ($4,000) for the purposes of this Act; *provided, however*, that the State Controller shall draw his warrant or warrants, and the Treasurer shall pay the same so as to match in the proportion of one dollar of State moneys for each four dollars of Carson City moneys, the proceeds of such emergency loan or other available moneys of Carson City, appropriated and made available for expenditure by Carson City for the purposes of this Act, and the certificate of the City Clerk and Treasurer of Carson City as to such appropriation, shall be sufficient warrant for the Controller to draw his warrant or warrants from time to time as herein provided; *provided further*, that in no case shall the State's participation in said project involve the expenditure by the State of more than four thousand dollars ($4,000)."

C. D. BAKER, *Chairman.*

Mr. Whalen moved that the Assembly recess until 1 p. m.
Carried.

Assembly in recess at 11:48 a. m.

HOUSE IN SESSION

At 1 p. m.
Mr. Speaker in the Chair.
Quorum present.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. McGuirk gave notice that on the next legislative day he would move for the reconsideration of Assembly Bill No. 91.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 37, which passed the Senate, as amended, by the following vote: Yeas, 16; nays, none; absent, 1.

Amend section 1 of Senate Bill No. 37 by striking on page 2, line 19, the word "twenty" after the word "hundred," and insert in lieu thereof the word "sixty." Further amend line 19, page 2, by striking the figures "($225,000)," and insert in lieu thereof the figures "($265,000)."

Further amend on page 3, line 2, by striking the word "twenty" at the end of the line and insert in lieu thereof the word "sixty." Also, on page 2, strike the figures "($225,000)" and insert in lieu thereof the figures "($265,000)."

Further amend on page 3, line 7, by striking after the word "board," commencing with the word "it," the remainder of the line and all of lines 8, 9, 10, 11, 12, 13, 14, 15, and 16, and down to the word "State" before the word "said" in line 17.

Further amend on page 5, line 11, by striking the word "twenty" and insert in lieu thereof the word "sixty." Also, in line 11, page 5, strike the figures "($225,000)" and insert in lieu thereof the figures "($265,000)."

Also, Senate Bill No. 62, which passed: Yeas, 13; nays 4.

Also, Senate Bill No. 65, which passed: Yeas, 16; nays, none; absent, 1.

Also, Senate Bill No. 76, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 83, which passed: Yeas, 16; nays, none; absent, 1.

Also, Senate Bill No. 87, which passed: Yeas, 16; nays, none; absent, 1.

Also, Senate Bill No. 90, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 92, which passed, as amended: Yeas, 15; nays, 1; absent, 1. Amend as follows: By striking out after the end of line 2 all the remainder of section 1, and insert in lieu thereof the following:

"Nevada, the sum of ten thousand ($10,000) for the biennium ending June 30, 1943, to be expended as follows: For salaries, six thousand dollars ($6,000); for telephone and telegrams, eighty dollars ($80); for express, freight, and transfer, fifty-five dollars ($55); for postage, one hundred dollars ($100); for office and museum supplies, four hundred fifty dollars ($450); for traveling and subsistence, five hundred dollars ($500); for equipment, books, and museum relics, one thousand two hundred dollars ($1,200); for printing biennial volume and quarterly, one thousand four hundred and fifteen dollars ($1,415); for a revolving fund for incidental and miscellaneous purposes, two hundred dollars ($200)."

Further amend Senate Bill No. 92, page 2, line 25, section 2, by striking out after the word "exceed" the following: "thirteen thousand dollars ($13,000)," and insert in lieu thereof the following: "ten thousand dollars ($10,000)."

Also, to return Assembly Bill No. 51, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 112, which passed: Yeas, 16; nays, none; absent, 1.

Also, Assembly Bill No. 119, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 125, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 126, which passed: Yeas, 14; nays, none; absent, 2; not voting, 1.

Also, Assembly Bill No. 142, which passed: Yeas, 14; nays, none; absent, 2; not voting, 1.

Also, Assembly Bill No. 149, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 156, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 158, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 159, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 207, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 208, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 209, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 229, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 257, which passed: Yeas, 17; nays, none.

Also, Assembly Joint Resolution No. 8, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 5, which passed, as amended, by the following vote: Yeas, 16; nays, 1. Amend as follows:

Section 43, page 13, line 10 of the printed bill, after the word "granted" insert the following: "The account of a deceased executor or administrator may be closed, his trust terminated, and his bondsmen released of liability subsequently incurred, upon the petition of either the attorney who represented him in the probate or administration proceedings or upon the petition of any of his bondsmen or sureties, and upon such notice as the court shall direct."

Section 49, page 15, line 4, strike the word "creditors" and insert in lieu thereof the words "public administrator." Page 15, line 5, strike the words "public administrator" and insert in lieu thereof the word "creditors."

Section 68, page 19, line 12, strike the sentence beginning with the word "in" and ending with the word "administrator" in line 16, and insert in lieu thereof the following: "In form the bond shall be joint and several, and the penalties shall not be less than the value of the personal property, including rents and profits belonging to the estate, which value shall be ascertained by the court by the examination on oath of the party applying, and of any other persons the judge may think proper to examine."

Section 120, page 40, line 7, after the word "complaint" insert a period instead of the comma and strike the remainder of the sentence commencing with the word "but" in line 7 and ending with the word "aforesaid" in lines 8 and 9.

Section 133, page 46, line 4, strike the word "just."

Section 149, page 50, line 23, strike the sentence commencing with the word "if" and ending with the word "expenses" in line 26.

Section 166, page 56, strike the entire section and insert in lieu thereof the following: "No action for the recovery of any property sold by an executor or administrator in accordance with the provisions of this Act can be maintained by any heir or other person claiming under the deceased unless it be commenced prior to final distribution."

Section 179, page 62, line 17, strike the words "or claim for any deficiency."

Section 210, page 71, line 19, strike the words "six months from."

Section 211, page 71, line 29, strike the words "six months from."

Section 219, page 74, strike the entire section and insert in lieu thereof the following: "The order settling and allowing the account, when it becomes final is conclusive against all persons interested in the estate, saving, however, to persons under legal disability, the right to move for cause to reopen and examine the account, or to proceed by action against the executor or administrator or his sureties, at any time before final distribution; and in any such action such order is prima facie evidence of the correctness of the account."

Section 269, page 90, line 30, after the words "as a" insert the words "complete receipt and."

Also, to present Senate Bill No. 95, which passed, as amended: Yeas, 17; nays, none. Amend by striking out the brackets on page 2, line 19, before the word "the" and also in line 25 after the word "thereof."

Also, Senate Bill No. 96, which passed: Yeas, 15; nays, 1; absent, 1.

Also, Senate Bill No. 100, which passed: Yeas, 16; nays, none; absent, 1.
Also, Senate Bill No. 102, which passed: Yeas, 16; nays, none; absent, 1.
Also, Senate Bill No. 103, which passed: Yeas, 16; nays, none; absent, 1.
Also, Senate Bill No. 105, which passed: Yeas, 16; nays, none; absent, 1.
Also, Senate Bill No. 106, which passed: Yeas, 16; nays, none; absent, 1.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Loomis moved that Assembly Bill No. 102 be referred to Committee on Judiciary.

Remarks by Mr. Jones.

Carried.

INTRODUCTION AND FIRST READING

Senate Bill No. 95.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Roads and Highways.

Senate Bill No. 62.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Judiciary.

Senate Bill No. 65.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Judiciary.

Senate Bill No. 76.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Fish and Game.

Senate Bill No. 83.

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

Carried.

Senate Bill No. 87.

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

Carried.

Senate Bill No. 90.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Elections.

Senate Bill No. 92.

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

Carried.

Senate Bill No. 96.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Judiciary.

Senate Bill No. 100.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Judiciary.

Senate Bill No. 102.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Taxation.

Senate Bill No. 103.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee of Ormsby County Delegation.

Senate Bill No. 105.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Judiciary.

Senate Bill No. 37.

Mr. Baker moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to a Joint Committee of Ways and Means and State Prison.

Carried.

Senate Bill No. 106.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Judiciary.

By Committee on Claims:

Assembly Bill No. 281—An Act for the relief of Pacific States Savings and Loan Company.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Claims.

GENERAL FILE AND THIRD READING

Assembly Bill No. 238.

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

Carried.

Assembly in recess at 1:43 p. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Quorum present.

SPECIAL ORDER OF BUSINESS

At 2 p. m.

Mr. Dow moved that the special order of business for 2 p. m. be vacated and that Senate Bill No. 13 and Assembly Bill No. 234 be made a special order of business for 3 p. m.

Carried.

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

Assembly in recess at 2:32 p. m.

HOUSE IN SESSION

At 3 p. m.

Mr. Speaker in the Chair.

Quorum present.

There being no objections, Mr. Speaker and the Chief Clerk signed Assembly Bills Nos. 38, 71, 173, 210, and 3.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Loomis moved that the Assembly concur in the Senate amendments to Assembly Bill No. 5, with the exception of the amendment to section 49.

Carried.

Mr. Loomis moved that the Assembly do not concur in the Senate amendment to section 49 of Assembly Bill No. 5.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 277 and 280, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

SPECIAL ORDER OF BUSINESS

At 3 p. m.

Mr. Boak moved that the Assembly resolve itself into a Committee of the Whole to consider Senate Bill No. 13 and Assembly Bill No. 234.

Mr. McElroy moved to amend, and that Mr. Speaker remain in the Chair as Chairman of the Committee of the Whole.

Remarks by Mr. Whalen.

Motion carried, as amended.

COMMITTEE OF THE WHOLE

At 3:17 p. m.

Mr. Speaker in the Chair.

HOUSE IN SESSION

At 3:50 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee of the Whole has had Senate Bill No. 13 and Assembly Bill No. 234 under consideration, and begs leave to report favorably with the amendment submitted by the Ways and Means Committee, and that Assembly Bill No. 234 be rereferred to Committee on Social Welfare.

WM. J. CASHILL, *Chairman.*

Remarks by Messrs. Whalen and Boak.

GENERAL FILE AND THIRD READING

Senate Bill No. 13.

Mr. Brooks moved the adoption of the amendment to section 2.

Remarks by Messrs. Whalen, Giroux, Jones, and Loomis.

Mr. Loomis moved to amend that Senate Bill No. 13, together with the amendments, be referred to Committee on Ways and Means.

Remarks by Messrs. Tandy, Tognoni, and Covington.

Motion lost.

Remarks by Mr. Whalen.

Messrs. Whalen, Cooper, and Phillips moved the roll call.

Roll call on adoption of amendment proposed by Ways and Means Committee:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Covington, Dalbey, Kispert, Lewis, Mack, and Tognoni—10.

NAYS—Messrs. Carlson, Cooper, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kleppe, McCuistion, McElroy, McGuirk, Monroe,

Munk, Phillips, Robb, Tandy, Thompson, Trower, Whalen, and Mrs. Williams—24.

Absent—Mr. Smith.

Not voting—Messrs. Baker, Loomis, Mayes, Tavelle, and Mr. Speaker—5.

Amendment lost.

Mr. Whalen moved that section 2 be amended on page 4, line 3, by inserting after the word "than" the following: "thirty dollars ($30) nor more than."

Further amend section 2, line 8, page 4, by inserting after the word "than" the following: "thirty dollars ($30) nor more than."

Amendment adopted.

Remarks by Mr. McCuistion.

Mr. Brooks moved that section 4 be amended by striking out all of section 4.

Amendment adopted.

Roll call on Senate Bill No. 13:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—36.

NAYS—None.

Absent—Mr. Smith.

Not voting—Messrs. Loomis, Tavelle, and Mr. Speaker—3.

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

Mr. McCuistion moved that Assembly Bill No. 234 be rereferred to Committee on Social Welfare.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bill No. 49 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

C. D. BAKER, *Chairman.*

HOUSE IN SESSION

At 4:50 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 3, 38, 71, 173, and 210 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

DENVER DICKERSON, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. McCuistion moved that the Chair do not entertain a motion to adjourn until the general file is cleared for the legislative day.

Carried.

Mr. Loomis moved that Assembly Bill No. 238, now on general file, be placed at the bottom of the file.

Mr. McCuistion moved that Assembly Bill No. 238 be tabled.

Mr. McCuistion withdrew his motion.

Assembly Bill No. 238 was placed at the bottom of general file.

Senate Bill No. 69.

Remarks by Mr. Loomis.

Roll call on Senate Bill No. 69:

YEAS—Messrs. Alpers, Boak, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Whalen, and Mrs. Williams—33.

NAYS—None.

Absent—Messrs. Baker, Brooks, Farndale, Smith, Tognoni, and Trower—6.

Not voting—Mr. Speaker.

Senate Bill No. 69 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 23.

Remarks by Mr. Munk:

Roll call on Senate Bill No. 23:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Whalen, and Mrs. Williams—34.

NAYS—None.

Absent—Messrs. Baker, Giroux, Smith, Tognoni, and Trower—5.

Not voting—Mr. Speaker.

Senate Bill No. 23 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 219.

Remarks by Messrs. Kleppe, Kispert, and Jones.

Roll call on Assembly Bill No. 219:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Whalen, and Mrs. Williams—34.

NAYS—None.

Absent—Messrs. Baker, Giroux, Smith, Tognoni, and Trower—5.

Not voting—Mr. Speaker.

Assembly Bill No. 219 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Loomis moved that the title of Assembly Bill No. 219 be amended by striking out the period following the word "State" in the title, and adding the following: "and other matters properly related thereto."

Amendment to title adopted.

Senate Bill No. 20.

Mr. Tandy moved that Senate Bill No. 20 be withdrawn from the general file and placed on the bottom of the general file for the next legislative day.

Carried.

Senate Bill No. 19.

Remarks by Messrs. Jones and Loomis.

Roll call on Senate Bill No. 19:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—34.

NAYS—None.

Absent—Messrs. Baker, Giroux, Jones, and Smith—4.

Not voting—Mr. Dalbey and Mr. Speaker—2.

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

Assembly Bill No. 271.

Remarks by Mr. Loomis.

Roll call on Assembly Bill No. 271:

YEAS—Messrs. Alpers, Boak, Brooks, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—33.

NAYS—None.

Absent—Messrs. Baker, Brown, Giroux, Phillips, and Smith—5.

Not voting—Mr. Dow and Mr. Speaker—2.

Assembly Bill No. 271 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 215.

Remarks by Mr. Jones.

Roll call on Assembly Bill No. 215:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—33.

NAYS—None.

Absent—Messrs. Baker, Giroux, Loomis, Mack, Phillips, and Smith—6.

Not voting—Mr. Speaker.

Assembly Bill No. 215 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 116.

Remarks by Messrs. Jones and Loomis.

Mr. Jones moved that section 1 be amended in line 4 after the word "wife" insert the words "a deed to."

Amendment adopted.

Remarks by Messrs. McCuistion and Jones.

Roll call on Assembly Bill No. 116:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy,

McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—37.

NAYS—None.

Absent—Messrs. Baker and Smith—2.

Not voting—Mr. Speaker.

Assembly Bill No. 116 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Senate Bill No. 31.

Mr. McCuistion moved that Senate Bill No. 31 be made a special order of business for 2 p. m. on the next legislative day.

Remarks by Mr. Monroe.

Motion lost.

Mr. Monroe moved the adoption of the committee amendment to section 68.

Amendment adopted.

Mr. Jones moved that section 32 be amended, page 35, line 9, by striking out the semicolon after the word "contracts," and insert the words "except by regularly licensed attorneys or regularly licensed real estate brokers."

Amendment adopted.

Mr. Jones moved that section 32 be further amended, page 35, line 11, by striking out the semicolon after the word "contracts," and insert the words "except by regularly licensed attorneys or regularly licensed real estate brokers."

Amendment adopted.

Mr. Jones moved the adoption of the committee amendment to section 46 by striking out the word "for" and insert in lieu thereof the word "or."

Amendment adopted.

Mr. Jones moved that section 60 be amended by striking out the words "or cooperative insurance associations."

Amendment adopted.

Mr. Jones moved that section 66 be amended by inserting after the word "rehabilitation" a comma and the word "reorganization."

Amendment adopted.

Mr. Jones moved that section 66 be further amended by striking the semicolon at the end of line 8, place in lieu thereof a period, then strike the remainder of section 66 and insert in lieu thereof the following:

"If the Commissioner shall find that any of such grounds exist and that the same cannot reasonably be removed by his order or other proceedings, or have not been so removed, he shall report the matter to the Attorney-General of this State whose duty it shall be to file a petition in the name of the Commissioner in the District Court of the First Judicial District of the State of Nevada, in and for the County of Ormsby, praying for the appointment of the Commissioner as receiver of such company. Upon the filing of the petition the court shall issue an order directing the company to appear in said court on

the day fixed in said order and show cause why the petition should not be granted, which said day shall not be less than 15 days nor more than thirty days from the date of such order; *provided*, the court upon good cause shown therefor may shorten said time. Such order to show cause and the service thereof as provided in this article shall constitute due and legal process, and shall be in lieu of any other process otherwise provided by law.

"The Commissioner as receiver of any such company shall exercise all the powers and perform the duties with respect thereto as in this Act provided, and as may now be or hereafter be conferred upon receivers by the laws of this State, and pursuant to the orders of said court may rehabilitate, reorganize, or liquidate and petition for the dissolution of any such company."

Amendment adopted.

Mr. Jones moved that section 68, line 22, be amended by striking out after the period following the figures 68, all the remainder of section 68 and insert in lieu thereof the following:

"Procedure for the rehabilitation, reorganization, or liquidation."

Further amend said section 68 by striking all of said section beginning with the word "if" in line 23, page 64, and ending with the word "ordered" in line 10, page 65, and insert in lieu thereof the following:

"Upon the entering of the order appointing the Commissioner receiver of any company pursuant to the provisions of this Act, the court after a hearing or hearings hereon, or at any time thereafter, after proper hearing, it shall appear to the court that rehabilitation, reorganization, or liquidation of such company is or may be necessary, may order the Commissioner, as receiver, to proceed with the rehabilitation, reorganization, or liquidation of such company. For the purposes of rehabilitation, reorganization, or liquidation, all the property, books, records, effects, contracts, rights of action and business of such company shall be delivered into the custody of the Commissioner, as receiver, and he shall be vested with the title thereto from the date of the order of the court providing therefor, and until further order of the court thereon.

"(2) For the purposes of this section, the Commissioner, as receiver, may appoint such assistants as may be necessary, subject to the approval of the court, and with the consent of the Attorney-General, after his appointment as receiver, the commissioner may employ such legal assistance as may be necessary in any further proceedings concerning such company. The compensation of such assistants and of any attorney or attorneys so employed shall be determined and fixed by the court and allowed and paid out of the funds and assets of the company at the time or times ordered by the court.

"(3) When the liquidation of any company shall have been completed and it shall appear to the court that such company cannot be reorganized or rehabilitated, the court upon the petition of the Commissioner, as receiver, may order the dissolution of such company."

Amendment adopted.

Mr. Jones moved that section 66½ be amended by placing a period at the end of line 24 and strike out in line 25 the following: "or liquidator."

Amendment adopted.

Mr. Jones moved that section 66½ be further amended by striking out the comma after the word "receiver" and the following: "rehabilitator or liquidator."

Amendment adopted.

Mr. Jones moved that section 66½ be further amended by striking out the comma after the word "article" in line 31, place a semicolon, and strike out all the remainder of said section, and insert in lieu thereof the following: "*Provided*, that a judgment creditor may commence an action for the enforcement and protection of his judgment or institute proceedings supplementary to execution against any such debtor company, giving 30 days' notice to the Commissioner of his intention so to do, and in any such action or proceeding the court may appoint such receiver for the purposes thereof as the court may deem necessary."

Amendment adopted.

Mr. Jones moved that section 79 be amended by inserting after the word "at" and before the word "three," the words "not more than."

Amendment adopted.

Mr. Jones moved that section 122 be amended by inserting after the word "employees" the words "of the State of Nevada." After the word "employees" strike out the words "of a," and insert in lieu thereof, the words "or to any."

Amendment adopted.

Mr. Jones moved that section 128 be amended by inserting after the word "societies" in line 24, page 96, the words "organized and incorporated in this State and." Further amend in line 25, page 96, by inserting a comma after the word "Act."

Amendment adopted.

Mr. Jones moved that section 160 be amended by inserting after the word "felony," the words "or punishment provided therefor shall classify it otherwise."

Amendment adopted.

Roll call on Senate Bill No. 31:

YEAS—Messrs. Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Giroux, Jepson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—34.

NAYS—None.

Absent—Messrs. Baker, Farndale, and Smith—3.

Not voting—Messrs. Alpers, Johnson, and Mr. Speaker—3.

Senate Bill No. 31 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 265.

Remarks by Messrs. Jepson and Smith.

Roll call on Assembly Bill No. 265:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—36.

NAYS—None.

Absent—Messrs. Baker, Farndale, and Smith—3.

Not voting—Mr. Speaker.

Assembly Bill No. 265 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 266.

Remarks by Mr. Tognoni.

Roll call on Assembly Bill No. 266:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—36.

NAYS—None.

Absent—Messrs. Baker, Farndale, and Smith—3.

Not voting—Mr. Speaker.

Assembly Bill No. 266 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 12.

Mr. McCuistion moved that Senate Bill No. 12 be tabled.

Carried.

Assembly Bill No. 238.

Remarks by Mr. Jones.

Roll call on Assembly Bill No. 238:

YEAS—Messrs. Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, Monroe, Munk, Phillips, Tandy, Tavelle, Tognoni, and Trower—28.

NAYS—Messrs. McGuirk and Whalen—2.

Absent—Messrs. Baker and Smith—2.

Not voting—Messrs. Alpers, Boak, Farndale, Giroux, Robb, Thompson, Mrs. Williams, and Mr. Speaker—8.

Assembly Bill No. 238 having received a constitutional majority, Mr. Speaker declared it passed.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Select Committee of Nye County Delegation has had Assembly Bill No. 275 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

C. C. BOAK,
HELEN WILLIAMS,
RAY ROBB,
Committee.

Mr. Speaker:

Your Committee of Ormsby County Delegation has had Senate Bill No. 103

under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

DENVER DICKERSON, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 133 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

Amend Assembly Bill No. 133 by striking out all of section 4 as it appears in the printed bill.

Amend section 1 of Assembly Bill No. 133 by inserting after the word "State" in line 2, page 1 of the printed bill, the following: "wherein there were polled not more than 7,500 nor less than 6,500 or not more than 5,000 or less than 4,500 votes."

Also, Assembly Bill No. 47, and reports favorably on the same, with the recommendation that the substitute do pass.

Also, Assembly Bill No. 274, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend Assembly Bill No. 274 by striking out all of section 3 as it appears in lines 19 and 20, page 3 of the printed bill.

Also, Assembly Bill No. 102, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 2 of Assembly Bill No. 102 by changing the semicolon in line 3, page 2 of the printed bill, and strike out all the remainder of lines 3 and 4 and the words in line 5 up to and including the period after the word "child." Amend section 3 by striking out all of lines 31, 32, and 33, page 2 of the printed bill, and all of lines 1, 2, and 3, page 3.

CLIFFORD A. JONES, *Chairman.*

Mr. Loomis moved that the Substitute for Assembly Bill No. 47 be printed.

Carried.

Mr. Jones moved that the Assembly adjourn until Friday, March 14, 1941, at 9 a. m.

Assembly adjourned at 5:45 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE FIFTY-FOURTH DAY

CARSON CITY (Friday), March 14, 1941.

Assembly called to order at 9 a. m.
Mr. Speaker in the Chair.
Roll called.
All present.
Prayer by the Chaplain, Monsignor H. J. Wientjes.

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

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Building and Construction has had Assembly Bill No. 49 under consideration, and begs leave to report without recommendation.

JAMES FARNDALE, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Jones:
Assembly Resolution No. 26:

Resolved by the Assembly of the State of Nevada, That the sum of fifty dollars ($50) is hereby appropriated out of the Legislative Fund to be paid to C. A. Tompkins for services rendered and expenses incurred in the hanging of drapes in the Assembly Chamber, and the State Controller is directed to draw his warrant in favor of the said C. A. Tompkins for the said amount, and the State Treasurer is hereby directed and authorized to pay the same.

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

GENERAL FILE AND THIRD READING

Senate Bill No. 63.
Mr. Baker moved that Senate Bill No. 63 be placed on the bottom of the general file.
Carried.

Assembly Bill No. 152.
Mr. Baker moved the adoption of the committee amendments to sections 1, 3, and 4.
Amendments adopted.
Remarks by Mr. Baker.
Roll call on Assembly Bill No. 152:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson,

Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—39.

NAYS—None.

Not voting—Mr. Speaker.

Assembly Bill No. 152 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 74.

Mr. Baker moved the adoption of the committee amendment.

Amendment adopted.

Remarks by Mr. Brooks.

Roll call on Assembly Bill No. 74:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Kelly, Kispert, Kleppe, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—37.

NAYS—None.

Absent—Messrs. Jones and Lewis—2.

Not voting—Mr. Speaker.

Assembly Bill No. 74 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 165.

Remarks by Mr. Monroe.

Roll call on Assembly Bill No. 165:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—37.

NAYS—None.

Absent—Mr. Jones.

Not voting—Mr. Tandy and Mr. Speaker—2.

Assembly Bill No. 165 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 27.

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

Remarks by Mr. Dalbey.

Amendment adopted.

Remarks by Mr. Kispert.

Roll call on Assembly Bill No. 27.

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—36.

NAYS—None.

Absent—Mr. Jones.

Not voting—Messrs. Giroux, Tandy, and Mr. Speaker—3.

Assembly Bill No. 27 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 16.

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

Amendment adopted.

Remarks by Mr. McCuistion.

Roll call on Assembly Bill No. 16:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—36.

NAYS—None.

Absent—Mr. Jones.

Not voting—Messrs. Giroux, Tandy, and Mr. Speaker—3.

Assembly Bill No. 16 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Senate Bill No. 88.

Remarks by Messrs. Loomis and Covington.

Roll call on Senate Bill No. 88:

YEAS—Messrs. Alpers, Baker, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Giroux, Jepson, Johnson, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tavelle, Tognoni, Trower, and Mrs. Williams—32.

NAYS—Messrs. Boak, Farndale, Tandy, and Whalen—4.

Absent—Messrs. Jones and McCuistion—2.

Not voting—Mr. Thompson and Mr. Speaker—2.

Senate Bill No. 88 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 39.

Remarks by Mr. Dalbey.

Roll call on Senate Bill No. 39:

YEAS—Messrs. Baker, Boak, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—34.

NAYS—Mr. Alpers.

Absent—Messrs. Brooks, Jones, and McCuistion—3.

Not voting—Mr. Tognoni and Mr. Speaker—2.

Senate Bill No. 39 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 270.

Remarks by Mr. Loomis.

Roll call on Assembly Bill No. 270:

YEAS—Messrs. Alpers, Baker, Boak, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk,

Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—36.
NAYS—None.
Absent—Messrs. Brooks, Jones, and Tognoni—3.
Not voting—Mr. Speaker.

Assembly Bill No. 270 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 177.

Mr. Baker moved the adoption of the committee amendments to sections 1, 2, and 5.

Amendments adopted.

Remarks by Mr. Dickerson.

Roll call on Assembly Bill No. 177:

YEAS—Messrs. Alpers, Baker, Boak, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Robb, Tandy, Tavelle, Thompson, Trower, and Mrs. Williams—32.
NAYS—None.
Absent—Messrs. Brooks, Brown, Giroux, Phillips, Smith, Tognoni, and Whalen—7.
Not voting—Mr. Speaker.

Assembly Bill No. 177 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Remarks by Messrs. Boak, Dickerson, and Loomis.

Assembly in recess at 10:15 a. m.

HOUSE IN SESSION

At 10:22 a. m.

Mr. Speaker pro tem. in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Assembly Bill No. 177.

Mr. Dickerson moved that the title be amended by striking out the period after the word "therefor," and add "and other matters properly related thereto."

Amendment to title adopted.

Assembly Bill No. 178.

Mr. Dickerson moved that section 5 be amended by striking out the words "January and July" in line 9, page 4, and insert in lieu thereof the words "March and September."

Amendment adopted.

Remarks by Mr. Dickerson.

Mr. Speaker in the Chair.

Roll call on Assembly Bill No. 178:

YEAS—Messrs. Baker, Boak, Brown, Carlson, Cooper, Covington, Dickerson, Dow, Farndale, Giroux, Jepson, Johnson, Kelly, Kispert, Kleppe, Lewis, Mack,

Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Robb, Tandy, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—30.

NAYS—None.

Absent—Messrs. Alpers, Brooks, Dalbey, Donnelly, Jones, Loomis, Phillips, Smith, and Tognoni—9.

Not voting—Mr. Speaker.

Assembly Bill No. 178 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. McCuistion moved Assembly Bill No. 133 and Assembly Substitute for Assembly Bill No. 247 be moved to the top of the general file below Assembly Bill No. 179 for consideration.

Carried.

Assembly Bill No. 179.

Mr. Baker moved the adoption of the committee amendments to sections 1 and 5.

Amendments adopted.

Remarks by Messrs. Baker, Mack, and Dickerson.

There being no objections, the Chief Clerk was authorized to make the necessary corrections in the amendment to section 5.

Amendment adopted.

Remarks by Messrs. Boak and Dickerson.

Roll call on Assembly Bill No. 179:

YEAS—Messrs. Alpers, Baker, Boak, Brown, Carlson, Cooper, Covington, Dickerson, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—33.

NAYS—None.

Absent—Messrs. Brooks, Dalbey, Donnelly, McCuistion, Smith, and Tognoni—6.

Not voting—Mr. Speaker.

Assembly Bill No. 179 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 133.

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

Remarks by Messrs. Loomis and Giroux.

Assembly in recess at 10:39 a. m.

HOUSE IN SESSION

At 10:55 a. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Assembly Bill No. 133.

Remarks by Messrs. Giroux and Loomis.

Amendment adopted.

Mr. McElroy moved the adoption of the committee amendment to

section 4 and asked that the Chief Clerk be authorized to renumber the section.

Carried.

Remarks by Mr. McCuistion.

Roll call on Assembly Bill No. 133:

YEAS—Messrs. Boak, Brown, Cooper, Dickerson, Donnelly, Giroux, Jepson, Johnson, Kispert, Kleppe, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tavelle, Tandy, Tognoni, Trower, Whalen, and Mrs. Williams—26.

NAYS—Mr. Baker.

Absent—Messrs. Brooks, Dalbey, Farndale, Jones, Smith, and Thompson—6.

Not voting—Messrs. Alpers, Carlson, Covington, Dow, Kelly, Lewis, and Mr. Speaker—7.

Assembly Bill No. 133 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. Loomis moved that the title be amended by inserting the word "certain" before the word "counties" as it appears in line 2 of the title and strike out the word "the" at the end of the line.

Remarks by Mr. Monroe.

Amendment adopted.

Assembly Bill No. 247.

Mr. McGuirk moved that Assembly Bill No. 247 be tabled.

Remarks by Mr. Monroe.

Mr. McGuirk withdrew his motion.

Remarks by Mr. Covington.

Mr. McCuistion moved that Assembly Substitute for Assembly Bill No. 247 be tabled.

Remarks by Messrs. Tandy, McCuistion, Tognoni, and Loomis.

Assembly Bill No. 247 was laid on the table.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Whalen moved, pursuant to notice given on the last legislative day, for the reconsideration of Senate Bill No. 59, and asked that it be placed at the top of general file.

Remarks by Mr. Loomis.

Motion carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 59.

Mr. Covington moved that article 2 be amended by striking out section 5, lines 8 to 14, inclusive, page 4 of the printed bill.

Amendment adopted.

Remarks by Messrs. Loomis, Dow, Mayes, Kleppe, and Dalbey.

Roll call on Senate Bill No. 59:

YEAS—Messrs. Alpers, Baker, Boak, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Farndale, Giroux, Jepson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Tognoni, Trower, Whalen, and Mrs. Williams—33.

NAYS—Messrs. Brooks, Dow, McGuirk, and Monroe—4.

Not voting—Messrs. Johnson, Thompson, and Mr. Speaker—3.

Senate Bill No. 59 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Senate Bill No. 20.

Remarks by Messrs. Jones and Loomis.

Roll call on Senate Bill No. 20:

YEAS—Messrs. Alpers, Boak, Brown, Carlson, Cooper, Dickerson, Donnelly, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Loomis, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, and Mrs. Williams—29.

NAYS—None.

Absent—Messrs. Baker, Brooks, Covington, Dalbey, Dow, Lewis, Mack, McCuistion, Smith, and Whalen—10.

Not voting—Mr. Speaker.

Senate Bill No. 20 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 275.

Remarks by Mr. Boak.

Roll call on Assembly Bill No. 275.

YEAS—Messrs. Alpers, Boak, Brown, Carlson, Cooper, Dickerson, Donnelly, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Loomis, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Trower, and Mrs. Williams—27.

NAYS—None.

Absent—Messrs. Baker, Brooks, Covington, Dalbey, Dow, Lewis, Mack, McCuistion, Smith, Thompson, Tognoni, and Whalen—12.

Not voting—Mr. Speaker.

Assembly Bill No. 275 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 103.

Remarks by Mr. Dickerson.

Roll call on Senate Bill No. 103:

YEAS—Messrs. Alpers, Boak, Brown, Carlson, Cooper, Dickerson, Donnelly, Farndale, Giroux, Jepson, Johnson, Kelly, Kispert, Kleppe, Loomis, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Trower, and Mrs. Williams—26.

NAYS—None.

Absent—Messrs. Baker, Brooks, Covington, Dalbey, Dow, Jones, Lewis, Mack, McCuistion, Smith, Thompson, Tognoni, and Whalen—13.

Not voting—Mr. Speaker.

Senate Bill No. 103 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 274.

Mr. Loomis moved the adoption of the committee amendment to section 3.

Amendment adopted.

Remarks by Messrs. Loomis and Boak.

Roll call on Assembly Bill No. 274:

YEAS—Messrs. Alpers, Boak, Brown, Carlson, Cooper, Dickerson, Donnelly, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Loomis,

Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Trower, and Mrs. Williams—27.

NAYS—None.

Absent—Messrs. Baker, Brooks, Covington, Dalbey, Dow, Lewis, Mack, McCuistion, Smith, Thompson, Tognoni, and Whalen—12.

Not voting—Mr. Speaker.

Assembly Bill No. 274 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

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

Carried.

Assembly in recess at 11:49 a. m.

HOUSE IN SESSION

At 1 p. m.

Mr. Speaker in the Chair.

Quorum present.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 121, which passed the Senate by the following vote: Yeas, 16; nays, none; absent, 1.

Also, Senate Bill No. 123, which passed: Yeas, 15; nays, none; absent, 1; not voting, 1.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

GENERAL FILE AND THIRD READING

Assembly Bill No. 102.

Mrs. Williams moved that Assembly Bill No. 102 be referred to the Committee on Judiciary.

Carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to inform your honorable body that the Senate has concurred in the Assembly amendments to Senate Substitute for Assembly Bill No. 28.

Also, to inform you that the Senate refuses to concur in the Assembly amendments to Senate Bill No. 61 and has this day appointed a Conference Committee consisting of Senators Getchell, Wittenberg, and DeVotie.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

Assembly in recess at 1:12 p. m.

HOUSE IN SESSION

At 1:20 p. m.

Mr. Speaker in the Chair.

Quorum present.

INTRODUCTION AND FIRST READING

Senate Bill No. 121.

Mr. Thompson moved that rules be suspended, reading so far had

considered first reading, rules further suspended, bill read second time by title, and referred to a Joint Committee on Education, State Library, and Public Morals.

Mr. Jones moved to amend that Senate Bill No. 121 be referred to Committee on Judiciary.

Carried.

Senate Bill No. 123.

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

Carried.

MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Thompson:

Assembly Concurrent Resolution No. 7, requesting the return from the Governor of Assembly Bill No. 173 for correction of title:

Resolved by the Assembly of the State of Nevada, the Senate concurring, That the Governor be and is hereby requested to return to the Assembly, for correction of title, Assembly Bill No. 173.

Mr. Thompson moved the adoption of the resolution.

Adopted.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Bill No. 32 with the engrossed copy, finds the same correctly enrolled, and has this day delivered the same to the Governor.

DENVER DICKERSON, *Chairman.*

INTRODUCTION AND FIRST READING

By Committee on Judiciary:

Assembly Bill No. 282—An Act to amend an Act entitled "An Act concerning the estates of deceased persons," approved March ..., 1941.

Mr. Loomis moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Judiciary.

By Committee on Judiciary:

Assembly Bill No. 283—An Act to amend an Act entitled "An Act relating to elections," approved March 24, 1917, together with the Acts amendatory thereof or supplemental thereto.

Mr. Loomis moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to the Committee on Elections.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. McGuirk, pursuant to notice given on the last legislative day, moved for the reconsideration of Assembly Bill No. 91.

Remarks by Mr. Baker.

Motion carried.

Mr. Baker moved that Assembly Bill No. 91 be referred to Committee on Roads and Highways.

Carried.

Mr. Baker moved that the bill be taken from the committee and placed on the Speaker's desk.

Carried.

Remarks by Messrs. Tandy and Baker.

Mr. Jones moved the Assembly recess until 3:30 p. m.

Motion lost.

GENERAL FILE AND THIRD READING

Assembly Bill No. 136.

Mr. Whalen moved the adoption of the Substitute to Assembly Bill No. 136.

Substitute adopted.

Assembly Substitute for Assembly Bill No. 136.

Remarks by Mr. Jones.

Roll call on Assembly Substitute for Assembly Bill No. 136:

YEAS—Messrs. Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tognoni, Thompson, Trower, Whalen, and Mrs. Williams—34.

NAYS—None.

Absent—Mr. Giroux.

Not voting—Messrs. Alpers, Baker, Tandy, Tavelle, and Mr. Speaker—5.

Assembly Substitute for Assembly Bill No. 136 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 63.

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

Remarks by Messrs. Dickerson, Baker, and Cooper.

Mr. Dickerson moved that the Assembly resolve itself into a Committee of the Whole to consider the amendments to Senate Bill No. 63, and that the Speaker remain in the Chair.

Carried.

COMMITTEE OF THE WHOLE

At 1:40 p. m.

Mr. Speaker in the Chair.

HOUSE IN SESSION

At 1:45 p. m.

Mr. Speaker in the Chair.

Quorum present.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Baker moved that Senate Bill No. 63 be referred to Committee on Ways and Means.

Carried.

Mr. McGuirk moved that the Assembly recess until 3 p. m.
Mr. Baker moved to amend that the Assembly recess until 3:45 p. m.
Carried, as amended.

Assembly in recess at 1:48 p. m.

HOUSE IN SESSION

At 3:45 p. m.
Mr. Speaker in the Chair.
Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Select Committee of Clark County Delegation has had Senate Bill No. 123 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

CLIFFORD A. JONES, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Senate Bills Nos. 65, 100, 105, 106, and 121 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

CLIFFORD A. JONES, *Chairman.*

Mr. Speaker:

Your Committee on Mines and Mining has had Assembly Bill No. 243 under consideration, and begs leave to report without recommendation.

NYE W. TOGNONI, *Chairman.*

Mr. Speaker:

Your Committee on Roads and Highways has had Assembly Bill No. 232 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

EARL MAYES, *Chairman.*

Mr. Speaker:

Your Committee on Building and Construction has had Assembly Bill No. 30 under consideration, and begs leave to report without recommendation.

JAMES FARNDALE, *Chairman.*

Mr. Speaker:

Your Committee on Counties and County Boundaries has had Assembly Bill No. 276 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JAS. WHALEN, *Chairman.*

STATEMENT

The managers on the part of the Assembly at the conference on the disagreeing votes of the Senate and the Assembly on the amendments of the Assembly to Senate Bill No. 61, submit the following detailed statement in explanation of the effect of the action agreed upon, and recommend in the conference report, namely: Your Conference Committee recommend that the Assembly recede from its amendments on page 1, line 4 of the printed bill, from the figures $8,752, and insert in lieu thereof $10,000.

That if the conference report as appears from the report of the managers on the part of the Senate and of the Assembly is adopted it will have the effect of restoring the bill to the original amount.

M. E. MCCUISTION,
BERTON SMITH,
DOUG H. TANDY,
Managers on the Part of the Assembly.

REPORT

The Conference Committee on the disagreeing votes of the Senate and of the Assembly, on the amendments of the Assembly to Senate Bill No. 61, having met in full conference, have agreed to recommend and do recommend to

their respective Houses as follows: Assembly recede from its amendments to Senate Bill No. 61.

M. E. MCCUISTION,
BERTON SMITH,
DOUG H. TANDY,
Managers on the Part of the Assembly.

N. H. GETCHELL,
C. F. WITTENBERG,
HARRY M. DEVOTIE,
Managers on the Part of the Senate.

Mr. Tandy moved that the Assembly accept and adopt the reports of the Conference Committee on Senate Bill No. 61.

Remarks by Mr. McCuistion.

Motion carried.

REPORTS OF COMMITTEES

A report of the findings of the Joint Highway Committees of the Senate and the Assembly conducted by a subcommittee appointed for the purpose of investigating the Highway Department as authorized by Senate Concurrent Resolution No. 2.

The limited time available for the conducting of the fact-finding investigation of the Highway Department has made it necessary for your committees to limit themselves in reporting findings to a few pertinent facts regarding the Highway Department that in our opinion should be brought to the attention of the Legislature.

RECOMMENDATIONS

We recommend that Assembly Bill No. 280 be so amended that the Highway Department will be limited in the scope of its work so that all highway activities shall be confined strictly to construction and maintenance of the public roads in the State of Nevada.

The highway planning board as outlined in Assembly Bill No. 280 should be continued and the payment for this work should be made from highway funds, but the total cost of such work should be limited strictly to the 1½% of such funds as are contributed by United States Bureau of Public Roads plus 1½% of the 13% contributed by the State of Nevada.

We further recommend that the publication of the highway magazine be continued and that the cost of this work be paid from highway funds.

Due to the fact that the highway patrol has been used in the past for many other purposes than for that for which it was created, it is our recommendation that the highway patrol be taken from under the supervision of the Highway Department and be placed under the supervision of the Public Service Commission, it is our opinion that sufficient additional fees will be collected by the highway patrol, if properly supervised by the Public Service Commission, and that the additional fees collected will pay the entire cost of the highway patrol system.

Senate Bill No. 124 is being introduced for the purpose of carrying out the above recommendations as to the highway patrol.

We further recommend that a joint resolution should be passed by both the Senate and the Assembly which would continue the activities of the subcommittee of the Public Highway Committees of both Houses, during the next two years, without cost to the State, in order that a more thorough fact-finding investigation may be made of all matters pertaining to highway work in the State of Nevada, and a report of such findings reported to the next session of the Legislature.

Two of the features that should be studied during the next two years are:

First. The inequality that is now apparent in the salaries of the employees of the Highway Department with a view of ascertaining whether or not salary increases are justified. A study of the payroll, herewith attached, as submitted by the Highway Department as of March 5, 1941, discloses the fact that considerable time should be given as to the necessity for the employment of such a large personnel. One item alone in this payroll that leads to this conclusion is listed on the payroll as headquarters janitors, which shows that there are five janitors employed in the headquarters of the Highway Department.

Second. A study of the Motor Vehicle Department should be undertaken with a view of recommending to the Legislature, two years hence, a more economic system of conducting the affairs of this department.

Respectfully submitted,

SENATE AND ASSEMBLY COMMITTEES OF PUBLIC HIGHWAYS.

EARL MAYES, *Chairman Assembly Roads and Highways Committee.*

MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Dickerson:

Assembly Concurrent Resolution No. 8:

WHEREAS, The Roads and Highways Committee of the Assembly of the State of Nevada together with the Roads and Highways Committee of the Senate of the State of Nevada, has appointed and authorized a sub-fact-finding committee to investigate the State Highway Department; and

WHEREAS, The investigation will entail much effort and time in order to complete an adequate investigation; and

WHEREAS, It is impossible to complete the investigation before the termination of the present legislative session; now, therefore, be it

Resolved by the Assembly of the State of Nevada, the Senate concurring, That the sub-fact-finding committee be authorized to extend its investigation until such time as said committee has completed the investigation. Such committee shall serve without compensation or other allowance.

The sub-fact-finding committee shall report back their findings in full at the next session of the Legislature.

Mr. Dickerson moved the adoption of the resolution.

Remarks by Mr. Monroe.

Resolution adopted.

Mr. McElroy moved that the Assembly adopt the report of the Committee on Conference on Senate Bill No. 61, and that the report be printed.

Adopted.

INTRODUCTION AND FIRST READING

By Committee on Ways and Means:

Assembly Bill No. 284—An Act to amend an Act entitled "An Act concerning slot machines, gambling games, and gambling devices; providing for the operation thereof under license; providing for certain license fees and the use of the money obtained therefrom; prohibiting minors from playing and loitering about such games; designating the penalties for violations of the provisions thereof; and other matters properly relating thereto," approved March 19, 1931.

Mr. Baker moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Taxation.

By Committee on Public Health:

Assembly Bill No. 285—An Act relating to the practice of naturopathy, providing the acquirements for practicing naturopathy, providing for license therefor, and other matters properly relating thereto.

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

Carried.

By Committee on Elections:

Assembly Bill No. 286—An Act to amend an Act entitled "An Act relating to elections," approved March 24, 1917, together with the Acts amendatory thereof and supplementary thereto.

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

Carried.

Remarks by Messrs. Jones and Loomis.

By Mr. McGuirk:

Assembly Bill No. 287—An Act to amend an Act entitled "An Act to regulate the sale of intoxicating liquors outside of the corporate limits of any incorporated city or town; creating a liquor board in the several counties of this State; prescribing the duties and declaring the powers of such board," approved March 27, 1933.

Mr. Loomis moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Public Morals.

By Mr. McGuirk:

Assembly Bill No. 288—An Act to amend an Act entitled "An Act giving authority to incorporated cities in the State of Nevada to fix, impose, and collect a license tax on, and regulate the sale of beer, wines, or other beverages now or hereafter authorized to be sold by Act of Congress, and other matters properly relating thereto," approved March 22, 1933.

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

Carried.

By Mr. McGuirk:

Assembly Bill No. 289—An Act to amend an Act entitled "An Act to provide revenue for the support of the Government of the State of Nevada; to control, license and regulate the importation and sale of wines, beers, and intoxicating liquors into and within the State of Nevada; to provide for the issuance of importers' and wholesalers' licenses; to impose a stamp tax on the sale of such wines, beers, and intoxicating liquors; to provide for State licenses, designating the type of licenses to be issued, the fee for such licenses, and persons to pay the same, the manner of collection thereof, and prescribing the duties to be performed by State and county officials in connection therewith; the

disposition and apportionment of the funds derived therefrom; and all other matters relating thereto; to provide penalties for the violation thereof; and to repeal all Acts or parts of Acts in conflict herewith," approved March 30, 1935, together with all Acts amendatory thereof or supplemental thereto.

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

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Ways and Means has had Senate Bill No. 63 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 67, and reports favorably on the same, with the recommendation that it do pass, as amended.

Amend section 4 of Assembly Bill No. 67 by inserting an item at the end of the list of terms as follows: "Traveling expenses $500."

Amend section 5 by changing the figures in line 25, page 2 of the printed bill, to $35,000.

Amend section 5 by substituting in lieu of line 32, page 2, for the words and figures "extra stenographic service $3,315," the words and figures "Salary of stenographer $3,000."

Amend section 7, line 22, by striking the words "extra clerical help" and substituting therefor "salary of clerk," on page 3.

Amend section 8, line 1, page 4, by changing the figures $500 to $200.

Amend section 9, line 8, page 4, by substituting the figures $31,270 to $30,270.

Amend section 9, line 15, page 4, by substituting for the figures $8,000 the figures $9,000.

Amend section 10, line 21, page 4, by substituting for the figures therein the following: $12,300.

Amend section 10, page 4, by striking all of line 24 of the printed bill.

Amend section 10, line 26, page 4, by striking all of line 26.

Amend section 10, page 4, by striking all of line 29.

Amend section 12, line 25, page 6, by changing figures to $7,900.

Amend section 12, line 28, page 6, by changing the figures to $300.

Amend section 12, line 29, page 6, by changing it to read "Salary of clerk $3,600."

Amend section 12, page 6, by striking all of line 31.

Amend section 14, line 8, page 7, by substituting the figures $11,200 for $10,300.

Amend section 14, line 10, page 7, by changing the figures to $3,600.

Amend section 14, line 12, page 7, by changing the figures to $2,100.

Amend section 15, line 17, page 7, by changing the figures to $38,100.

Amend section 15, line 22, page 7, by changing the figures to $7,200.

Amend section 15, line 26, page 7, by changing the figures to $4,300.

Amend section 15, line 27, page 7, by changing the figures to $1,500.

Amend section 17, line 8, page 8, by changing the figures to $7,200.

Amend section 17, page 8, by striking all of lines 11, 12, and 13.

Amend section 19, line 26, page 8, by changing the figures to $1,000.

Amend section 20, line 33, page 8, by changing the figures to $1,500.

Amend section 22, by changing the title "Nevada State Employment Service" to "Employment Security Department."

Amend section 22 by striking all of lines 13 to 15 and substituting therefor "for the support and maintenance of public employment offices $20,000," and striking lines 18, 19, and 20, and changing the figures in line 17 to $16,200.

Amend section 23, line 25, page 9, by changing the figures to $20,400.

Amend section 23, line 29, page 9, by changing the figures to $900.

Amend section 23, page 9, by striking all of line 30.

Amend section 24, line 6, page 10, by changing the figures to $53,800.

Amend section 24, line 13, page 10, by changing the word five to six, and the figures $6,000 to $7,200 in the same line.

Amend section 24, line 16, page 10, by changing the figures to $11,200.

Amend section 27, line 10, page 11, by changing the figures to $204,500 and adding an item "Heating plant and laundry $9,500."

Amend section 28, line 20, page 11, by changing the figures to $199,330.

Amend section 28, line 24, page 11, by changing the figures to $500.

Amend section 31, line 5, page 12, by changing the figures to $40,000 and the figures in line 8 to $13,180.

Amend section 32, page 12, line 17, by changing the figures to $18,450.

Amend section 32, line 24, page 12, by changing the figures to $1,500.

Amend section 41, line 33, page 14, by changing the figures to $4,000.

Amend section 41, line 2, by changing the figures to $2,120; line 3, to $1,495; line 4, to $325; line 5, to $60.

Amend section 42, line 8, page 15, by changing total to $3,575.

Amend section 42, line 11, page 15, by changing the figures to $300.

Amend section 46 and section 47 by striking all of said sections.

Amend section 58, page 18, line 18, by changing the figures to $45,450.

Amend section 58, page 18, by striking all of line 24.

Amend section 59, line 4, page 19, by striking the period and adding the words "and for traveling expenses."

C. D. BAKER, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Jones moved that the Assembly suspend Rule No. 7 on Senate Bills Nos. 121 and 123, and they be declared emergency measures and placed on the general file for final passage.

Remarks by Messrs. Alpers, Jones, and Thompson.

Carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 5 and to inform you that Senate receded from its amendment to section 49, lines 4 and 5, and also wish to inform you that the Senate concurred in the Assembly amendments to Senate Bill No. 31.

Also, to return Assembly Concurrent Resolution No. 7, which was adopted by the Senate.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

GENERAL FILE AND THIRD READING

Senate Bill No. 121.

Remarks by Mr. Jones.

Roll call on Senate Bill No. 121:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Covington, Dalbey, Dickerson, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, and Mrs. Williams—32.

NAYS—Messrs. Cooper, Donnelly, Lewis, and Whalen—4.

Absent—Messrs. Baker and Giroux—2.

Not voting—Mr. Dow and Mr. Speaker—2.

Senate Bill No. 121 having received a constitutional majority, Mr. Speaker declared it passed.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Thompson gave notice that on the next legislative day he would ask for reconsideration of Senate Bill No. 121.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee of Washoe County Delegation has had Assembly Bill No. 279 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 114, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Assembly Bill No. 114 by striking out the words and figures "thirty-six hundred ($3,600)" as they appear in line 7, page 1 of the printed bill, and insert in lieu thereof the words and figures "three thousand ($3,000)."

H. L. COVINGTON, *Chairman.*

GENERAL FILE AND THIRD READING

Senate Bill No. 123.

Remarks by Messrs. Boak and Jones.

Roll call on Senate Bill No. 123:

YEAS—Messrs. Baker, Boak, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Lewis, Loomis, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tavelle, Thompson, Tognoni, Trower, and Whalen—30.

NAYS—None.

Absent—Messrs. Giroux, McCuistion, Smith, and Mrs. Williams—4.

Not voting—Messrs. Alpers, Brooks, Kleppe, Mack, Tandy, and Mr. Speaker—6.

Senate Bill No. 123 having received a constitutional majority, Mr. Speaker declared it passed.

HOUSE IN SESSION

At 5:15 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Elections has had Senate Bill No. 90 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

O. D. JEPSON, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 102 under consideration, and begs leave to report the same with the following amendments, with the recommendation that the bill do pass, as amended.

CLIFFORD A. JONES, *Chairman.*

Mr. Speaker:

Your Committee on Military Affairs has had Senate Bill No. 84 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

AMOS H. DOW, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 57, together with the Governor's veto message. The veto was overruled by the following vote: Yeas, 16; nays, 1.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

Mr. Thompson moved that the Governor's veto on Senate Bill No. 57 be made a special order of business for 2 p. m. on the next legislative day.

Remarks by Messrs. Jones and Dalbey.

Mr. Phillips moved that the Assembly adjourn until Saturday, March 15, 1941, at 10 a. m.

Remarks by Messrs. Jones, Loomis, and Whalen.

Mr. Kleppe moved to amend, and that the Assembly adjourn until 9 a. m.

Amendment lost.

Motion carried.

Assembly adjourned at 5 : 23 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE FIFTY-FIFTH DAY

CARSON CITY (Saturday), March 15, 1941.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Carlson, Dickerson, Dow, Kelly, Loomis, McCuistion, Smith, Thompson, Tognoni, Trower, and Mrs. Williams.

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

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

Carried.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Baker moved that Assembly Bill No. 67 be placed at the top of the general file.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 67.

Mr. Baker moved the adoption of the committee amendments to Assembly Bill No. 67.

Amendment adopted.

Mr. Baker moved the adoption of the further amendment to section 4 by changing the figures $33,751 to $34,251.

Amendment adopted.

Roll call on Assembly Bill No. 67:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Cooper, Covington, Dalbey, Donnelly, Dow, Farndale, Giroux, Jepson, Jones, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Whalen, Mrs. Williams, and Mr. Speaker—35.

NAYS—None.

Absent—Messrs. Carlson, Dickerson, Johnson, Kelly, and Trower—5.

Assembly Bill No. 67 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Loomis moved that Assembly Bill No. 102 be placed at the top of general file.

Carried.

Assembly in recess at 11:03 a. m.

HOUSE IN SESSION

At 11:17 a. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Assembly Bill No. 102.

Mr. Loomis moved the adoption of the committee amendments to sections 2, 3, 9, and 10.

Remarks by Mr. Loomis.

Amendments adopted.

Mr. Loomis moved the adoption of the committee amendment to section 4.

Remarks by Mr. Loomis.

Amendment lost.

Mr. Loomis moved that section 3 be amended by adding a period following word "child," and strike out all of remainder of lines 26 and 27, page 2.

Amendment adopted.

Remarks by Mrs. Williams and Messrs. Phillips and Jepson.

Roll call on Assembly Bill No. 102:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Whalen, Mrs. Williams, and Mr. Speaker—39.

NAYS—None.

Absent—Mr. Trower.

Assembly Bill No. 102 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. McGuirk moved that Assembly Bill No. 243 be placed on the bottom of the general file.

Carried.

Mr. Monroe moved that Assembly Bill No. 49 be rereferred to the Committee on Building and Construction.

Remarks by Messrs. McElroy and Monroe.

Motion carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 65.

Remarks by Mr. Jones.

Roll call on Senate Bill No. 65:

YEAS—Messrs. Boak, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, Monroe, Munk, Robb, Smith, Tandy, Thompson, Tognoni, Whalen, and Mrs. Williams—29.

NAYS—None.

Absent—Messrs. Brooks, Dow, McGuirk, Phillips, Tavelle, and Trower—6.

Not voting—Messrs. Alpers, Baker, Farndale, Giroux, and Mr. Speaker—5.

Senate Bill No. 65 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Thompson moved that the special order of business for 2 p. m.

be vacated, and Senate Bill No. 57 be placed at the top of general file.
Remarks by Messrs. Boak and Jones.

Assembly at ease at 11:40 a. m.

HOUSE IN SESSION

At 11:45 a. m.
Mr. Speaker in the Chair.
Quorum present.

Mr. Thompson withdrew his motion.
Mr. Monroe moved that the Assembly recess until 1:30 p. m.
Mr. Loomis amended that the Assembly recess until 1 p. m.
Motion carried, as amended.

HOUSE IN SESSION

At 1 p. m.
Mr. Speaker in the Chair.
Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Livestock has had Assembly Bill No. 261 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

M. E. McCUISTION, *Chairman.*

GENERAL FILE AND THIRD READING

Senate Bill No. 100.
Remarks by Mr. Loomis.
Roll call on Senate Bill No. 100:

YEAS—Messrs. Boak, Brooks, Brown, Carlson, Covington, Dalbey, Dickerson, Donnelly, Giroux, Jepson, Johnson, Jones, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Whalen, and Mrs. Williams—31.
NAYS—None.
Absent—Messrs. Baker, Cooper, Dow, Kelly, McGuirk, and Trower—6.
Not voting—Messrs. Alpers and Farndale, and Mr. Speaker—3.

Senate Bill No. 100 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 105.
Remarks by Messrs. Jones and Loomis.
Roll call on Senate Bill No. 105:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Covington, Dalbey, Dickerson, Donnelly, Farndale, Giroux, Jepson, Johnson, Jones, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Whalen, and Mrs. Williams—32.
NAYS—None.
Absent—Messrs. Baker, Cooper, Dow, Kelly, McGuirk, Monroe, and Trower—7.
Not voting—Mr. Speaker.

Senate Bill No. 105 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 106.

Mr. Jones moved that Senate Bill No. 106 be referred to the Committee on Judiciary.

Remarks by Messrs. Dalbey and Jones.

Motion carried.

Assembly Bill No. 232.

Mr. Jones moved that Assembly Bill No. 232 be placed on the bottom of the general file.

Carried.

Senate Bill No. 30.

Mr. Loomis moved that section 2 be amended by inserting after the word "counties" the words "having not less than fifteen thousand (15,000) population."

Remarks by Mr. Loomis.

Amendment adopted.

Mr. Loomis moved that section 3 be amended by inserting after the word "county" the words "having not less than fifteen thousand (15,000) population."

Assembly in recess at 1:45 p. m.

HOUSE IN SESSION

At 1:47 p. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Senate Bill No. 30.

Mr. Brooks moved that Senate Bill No. 30 be referred to Committee on Judiciary.

Carried.

Assembly Bill No. 276.

Remarks by Mr. Boak.

Mr. Jones moved that Assembly Bill No. 276 be referred to a Joint Committee on Taxation and Federal Relations.

Remarks by Messrs. Dow, Jones, and Loomis.

Motion carried.

Senate Bill No. 63.

Remarks by Mr. Baker.

Roll call on Senate Bill No. 63:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—38.

NAYS—None.

Absent—Mr. Monroe.

Not voting—Mr. Speaker.

Senate Bill No. 63 having received a constitutional majority, Mr. Speaker declared it passed.

SPECIAL ORDER OF BUSINESS

At 2 p. m.

Mr. Speaker declared that the time for the special order of business had arrived for the consideration of the vetoed message of the Governor on Senate Bill No. 57.

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

Remarks by Messrs. Thompson and Loomis.

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

YEAS—Messrs. Alpers, Baker, Boak, Carlson, Cooper, Covington, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kleppe, Loomis, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Tognoni, and Trower—29.

NAYS—Messrs. Brooks, Brown, Dalbey, Kispert, Lewis, Mack, Smith, Thompson, and Whalen—9.

Not voting—Mrs. Williams and Mr. Speaker—2.

The Speaker declared the Governor's veto overruled.

Mr. Baker moved that the Assembly recess until 2:45 p. m.

Carried.

Assembly in recess at 2:25 p. m.

Mr. McCuistion moved that the Assembly adjourn until Monday, March 17, 1941, at 10 a. m.

Mr. Tognoni moved to amend that the Assembly do not adjourn until the general file was cleared.

Remarks by Messrs. Mayes and McCuistion.

Amendment lost.

Motion carried.

Assembly adjourned at 2:48 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE FIFTY-SEVENTH DAY

CARSON CITY (Monday), March 17, 1941.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Boak, Robb, and Mrs. Williams, who were excused.

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

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

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 282, 283, and Assembly Substitute for Assembly Bill No. 47, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 23, which passed the Senate by the following vote: Yeas, 17; nays, none.

Also, Assembly Bill No. 55, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 45, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 176, which passed: Yeas, 15; nays, none; absent, 1.

Also, Assembly Bill No. 116, which passed: Yeas, 15; nays, none; absent, 2.

Also, Assembly Bill No. 120, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 231, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 236, which passed: Yeas, 17; nays, none.

Also, Assembly Joint Resolution No. 7, which passed: Yeas, 17; nays, none.

Also, to present for your consideration Senate Bill No. 46, which passed the Senate by the following vote: Yeas, 15; nays, none; absent, 2.

Also, Senate Bill No. 66, which passed: Yeas, 15; nays, none; absent, 2.

Also, Senate Bill No. 107, which passed: Yeas, 15; nays, none; absent, 2.

Also, Senate Bill No. 108, which passed: Yeas, 15; nays, none; absent, 2.

Also, Senate Bill No. 111, which passed: Yeas, 14; nays, 1; absent, 1; not voting, 1.

Also, Senate Bill No. 113, which passed: Yeas, 15; nays, 1; absent, 1.

Also, Senate Bill No. 116, which passed: Yeas, 15; nays, none; absent, 2.

Also, Senate Joint Resolution No. 12, which passed: Yeas, 17; nays, none.

Also, Senate Joint Resolution No. 13, which passed: Yeas, 17; nays, none.

Also, Senate Joint Resolution No. 14, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 99, which passed, as amended: Yeas, 15; nays, none; absent, 2. Amend as follows: On page 2, strike all of lines 9, 10, and 11, and in line 12 strike the figures "9½" and insert in lieu thereof the figure "2."

Also, to return Assembly Bill No. 85, which passed, as amended: Yeas, 15; nays, none; absent, 2. Amend by restoring that portion of the section in brackets on page 3, line 33, to line 4, page 4 of the printed bill, which was stricken by the Assembly amendment.

Also, Assembly Bill No. 180, which passed, as amended: Yeas, 17; nays, none. Amend section 10(a) by striking out after the word "one" on page 6, line 28, the words "and one-half."

Also, to present Senate Bill No. 50, which passed, as amended: Yeas, 15; nays, none; absent, 2.

Amend section 1, page 1, by striking that portion of lines 1, 2, and 3 of the printed bill reading as follows: "The Board of County Commissioners of any county of this State, wherein a county hospital has been established," and insert in lieu thereof the following: "That the supervising boards of county hospitals now and hereafter established in any of the counties of this State."

Amend section 2, page 2, line 2, by striking the words "Board of County Commissioners" and insert in lieu thereof "said supervising board."

Amend section 4, page 2, line 2, by striking the words "Board of County Commissioners" and insert in lieu thereof "said supervising boards."

Amend title of said Act in first line of the title as shown on the printed bill by striking the words "Boards of County Commissioners" and insert in lieu thereof the words "supervising boards of county hospitals."

Also, to return Assembly Bill No. 96, which passed, as amended: Yeas, 17; nays, none. Amend by adding immediately after section 8, on page 3, a new section to be known as section 8½, to read as follows: "SEC. 8½. The provisions of this Act shall apply only to incorporated cities and towns within the State of Nevada.

Also, Assembly Bill No. 73, which passed, as amended: Yeas, 17; nays, none. Amend section 1 by striking out after the word "of" on page 1, line 3 of the printed bill, the words and figures "fifteen thousand ($15,000) dollars" and add in lieu thereof the words and figures "twenty thousand ($20,000) dollars."

Also, Assembly Bill No. 150, which passed, as amended: Yeas, 16; nays, none; absent, 1. Amend title of the Act by adding after the comma following the word "thereof" on the seventh line of the title, the following: "to provide for the fixing of a reasonable service charge and to constitute same as a lien against the property and persons using same." Amend section 8 by striking out after the word "to" on page 4, line 20 of the printed bill "May 1, 1941," and insert in lieu thereof "July 1, 1941." Amend section 9 by adding after the period following the word "monthly" on page 4, line 34 of the printed bill, the following: "In the event said County Commissioners levy a monthly charge for the use of said sewer, and also a sewer connection charge as herein provided, such charge so levied shall from the date of levying thereof constitute a lien upon the respective lots or parcels of land and improvements so levied against, and shall be charged against the persons and property until paid, and in the event said charge is not paid suit may be commenced for the collection thereof in the name of the county of Mineral in the same manner as any other action for money owned to said county of Mineral; *provided*, the court shall order the property, or sufficient thereof to cover the amount of the judgment and costs, sold, and the proceedings in said action, where the same are not inconsistent, shall be the same as provided in the Civil Practice Act."

F. BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS, AND NOTICES

Assembly Joint Resolution No. 11, memorializing the Congress to place under the Social Security Act all State, county, city, and municipal employees.

WHEREAS, It appears that a fair interpretation and administration of the Social Security Act should be extended so as to include State, county, city, and municipal employees in order that there might not be any discrimination of persons; now, therefore, be it

Resolved by the Senate and the Assembly of the State of Nevada, That the Congress of the United States be petitioned to so modify the Social Security

Act as to include therein all State, city, county, and municipal employees; be it further

Resolved, That properly certified copies of this resolution be given to each of our Senators in Washington and to our Representative in Congress, with the request that they use all proper methods to carry out the purpose and intent of this resolution.

Mr. Carlson moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Speaker's desk for reference.

Carried.

The resolution was referred to Committee on Federal Relations.

INTRODUCTION AND FIRST READING

Senate Bill No. 116.

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

Carried.

Senate Joint Resolution No. 12.

Mr. Giroux moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Speaker's desk for reference.

Carried.

The resolution was referred to Committee on Roads and Highways.

Senate Joint Resolution No. 13.

Mr. Mayes moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Speaker's desk for reference.

Carried.

The resolution was referred to Committee on Roads and Highways.

Senate Joint Resolution No. 14.

Mr. Tognoni moved that rules be suspended, resolution read second time by title, and referred to Speaker's desk for reference.

Carried.

The resolution was referred to Committee on Mines and Mining.

Senate Bill No. 50.

Mr. Tognoni moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Counties and County Boundaries.

Senate Bill No. 46.

Mr. Tognoni moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Claims.

Senate Bill No. 66.

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

Carried.

Senate Bill No. 107.

Mr. Tandy moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Mines and Mining.

Senate Bill No. 108.

Mr. Mayes moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to a Select Committee of Lyon County Delegation.

Senate Bill No. 111.

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

Carried.

Senate Bill No. 99.

Mr. Loomis moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Counties and County Boundaries.

Senate Bill No. 113.

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

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 279.

Remarks by Mr. Brown.

Roll call on Assembly Bill No. 279:

YEAS—Messrs. Alpers, Baker, Brooks, Brown, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mr. Speaker—35.

NAYS—None.

Absent—Messrs. Boak, Carlson, Lewis, Robb, and Mrs. Williams—5.

Assembly Bill No. 279 having received a constitutional majority, Mr. Speaker declared it passed.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Concurrent Resolution No. 8, hereto attached, is a correct copy of the triplicate thereof in its possession.

DOUG TANDY, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 114.

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

Amendment adopted.

Remarks by Mr. Brooks.

Roll call on Assembly Bill No. 114:

YEAS—Messrs. Alpers, Brooks, Brown, Cooper, Covington, Dickerson, Donnelly, Dow, Farndale, Giroux, Johnson, Jones, Kelly, Kispert, Kleppe, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mr. Speaker—32.

NAYS—None.

Absent—Messrs. Baker, Boak, Carlson, Dalbey, Jepson, Lewis, Robb, and Mrs. Williams—8.

Assembly Bill No. 114 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Senate Bill No. 90.

Remarks by Messrs. Loomis, Alpers, Jones, Brooks, Monroe, Cooper, and Dow.

Mr. Dow moved that Senate Bill No. 90 be referred to Committee on Judiciary.

Carried.

Senate Bill No. 84.

Roll call on Senate Bill No. 84:

YEAS—Messrs. Baker, Dalbey, Dickerson, Dow, Jepson, Kelly, Kispert, Kleppe, Mack, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, and Tavelle—16.

NAYS—Messrs. Brooks, Carlson, Cooper, Farndale, Giroux, Smith, Tognoni, and Whalen—8.

Absent—Messrs. Boak, Robb, and Mrs. Williams—3.

Not voting—Messrs. Alpers, Brown, Covington, Donnelly, Johnson, Jones, Lewis, Loomis, Mayes, Tandy, Thompson, Trower, and Mr. Speaker—13.

Senate Bill No. 84 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Assembly Bill No. 243.

Mr. McGuirk moved that section 1 be amended by striking in lines 18 and 19, page 2, the words "or mining supplies for."

Amendment adopted.

Mr. McGuirk moved that section 1 be further amended by striking, in lines 20 and 21, page 2 of the printed bill, the words: "by his employee, or by a contract motor carrier of property," and inserting in lieu thereof the word "solved."

Further amend, in line 25, by adding the word "all" after the word "and," page 2 of the printed bill.

Further amend by adding a comma after the word "pounds" in line 26, page 2 of the printed bill.

Remarks by Messrs. Loomis, McGuirk, and Dalbey.

Mr. Jones moved that the further amendment to section 1 be tabled.

Amendment tabled.

Assembly Bill No. 232.

Mr. Whalen moved that Assembly Bill No. 232 be tabled.

Messrs. Loomis, Covington, and Jepson asked for a roll call.

Roll call on motion to table.

YEAS—Messrs. Alpers, Brooks, Brown, Carlson, Cooper, Dalbey, Dow, Johnson, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, Munk, Phillips, Tandy, and Whalen—18.

NAYS—Messrs. Baker, Covington, Dickerson, Donnelly, Giroux, Jepson, Kelly, Loomis, McElroy, McGuirk, Monroe, Smith, Tavelle, Thompson, and Trower—15.

Absent—Messrs. Boak, Robb, and Mrs. Williams—3.

Not voting—Messrs. Farndale, Jones, Tognoni, and Mr. Speaker—4.

The bill was laid on the table.

Assembly Bill No. 261.

Remarks by Messrs. McCuistion and Cooper.

Roll call on Assembly Bill No. 261:

YEAS—Messrs. Alpers, Baker, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, and Whalen—34.

NAYS—None.

Absent—Messrs. Boak, Jones, Kelly, Robb, and Mrs. Williams—5.

Not voting—Mr. Speaker.

Assembly Bill No. 261 having received a constitutional majority, Mr. Speaker declared it passed.

There being no objections, Mr. Speaker and the Chief Clerk signed Senate Bills Nos. 29, 23, 2, 69, and 19, and Senate Substitute for Assembly Bill No. 28.

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

Carried.

Assembly in recess at 11:15 a. m.

HOUSE IN SESSION

At 1 p. m.

Mr. Speaker in the Chair.

Quorum present.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Donnelly moved that the Assembly concur in the Senate amendments to Assembly Bill No. 150.

Remarks by Mr. Donnelly.

Carried.

Mr. Phillips moved that the Assembly concur in the Senate amendments to Assembly Bill No. 96.

Carried.

Mr. Brooks moved that the Assembly concur in the Senate amendments to Assembly Bill No. 73.

Remarks by Messrs. Dow and Tavelle.

Motion lost.

Mr. Dickerson moved that the Assembly concur in the Senate amendments to Assembly Bill No. 180.

Carried.

Mr. Whalen moved that the Assembly concur in the Senate amendments to Assembly Bill No. 85.

Remarks by Mr. Dow.

Carried.

Mr. Farndale moved that Assembly Bill No. 93 be withdrawn from the Committee on Ways and Means and be returned to the Chief Clerk's desk and placed on the general file.

Remarks by Messrs. McCuistion and Whalen.

Motion lost.

Mr. Thompson moved that the Assembly rescind its action taken on Assembly Bill No. 173.

Remarks by Mr. Thompson.

Carried.

Mr. Thompson moved that Assembly Bill No. 173 be referred to a Select Committee of Lincoln County Delegation.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee of Washoe County Delegation has had Senate Bill No. 116 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. L. COVINGTON, *Chairman.*

Mr. Speaker:

Your Committee on Taxation has had Senate Bill No. 102 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 255, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Assembly Bill No. 255, page 3, line 9, by inserting after the word "the" the words "separate and/or community."

H. L. COVINGTON, *Chairman.*

Mr. Speaker:

Your Committtee of Lyon County Delegation has had Senate Bill No. 108 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

EARL MAYES, *Chairman.*

Mr. Speaker:

Your Committee on Roads and Highways has had Assembly Bill No. 280 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

Amend section 1 of Assembly Bill No. 280, page 5, line 6, by striking out all of lines 7 to 15, inclusive, and including the first "and" in line 16.

Amend the preamble, page 2, line 29, by striking out all of lines 29, 30, 31, 32, and 33 on page 2 of the printed bill, and down to and including line 21 on page 3.

Also, Senate Bill No. 95, and Senate Joint Resolutions Nos. 12 and 13 and reports favorably on the same, with the recommendation that they do pass.

Also, the majority of your Committee on Roads and Highways has had Assembly Bill No. 139 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

Amend section 1 of Assembly Bill No. 139 by striking everything within the brackets on page 1 of the printed bill, lines 10, 11, 12, and 13, and substituting therefor the following: "that school boards, in all school districts having school busses for the transportation of school children to and from school, shall have the power to prescribe the speed under which such busses may be operated, and the said board shall be required to have posted and maintained in a conspicuous place upon each bus so used, a plainly written or printed notice stating the maximum rate of speed at which such bus shall be operated." Strike all of the words within the brackets in lines 1 and 6, inclusive, page 2 of the printed bill. Insert after the comma in line 6, page 2 of the printed bill, the word "further." Strike out all of section 2 as it appears in lines 15 and 16, page 2 of the printed bill.

EARL MAYES, *Chairman.*

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 281 has corrected an evident error in the triplicate, wherein in lines 14 and 15, page 1, in the preamble appear the words and figures "one hundred fifteen ($115) dollars," while in the Act itself appears the sum "fifteen dollars ($15)." The triplicate should be made to agree with the bound copy.

DOUG TANDY, *Chairman.*

The Chief Clerk was authorized to make the necessary corrections to Assembly Bill No. 281.

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

Remarks by Messrs. Jones and Cooper.

Assembly at ease at 1:45 p. m.

HOUSE IN SESSION

At 3:45 p. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Speaker and the Chief Clerk signed Assembly Bills Nos. 51, 119, 125, 126, 142, 149, 156, 158, 159, 207, 208, 209, 229, 257, and 112, and Assembly Joint Resolution No. 8.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 284, 285, 286, 287, 288, and 289, and Assembly Joint Resolution No. 11, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Speaker:

Your Committee on Claims has had Assembly Bill No. 281 and Senate Bill No. 46 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass. NYE W. TOGNONI, *Chairman.*

Mr. Speaker:

Your Committee of Clark County Delegation has had Senate Bill No. 87 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

C. D. BAKER, *Chairman.*

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bill No. 249 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 11 of Assembly Bill No. 249 by changing words and figures in line 11, page 7, to six hundred and fifty ($650).

Also, Senate Bill No. 37, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 3 of Senate Bill No. 37 by striking section 3 and renumbering succeeding sections. Amend section 5 of Senate Bill No. 37 by inserting period after the word "dollars" in line 12, page 5, and striking all of balance of line 12 and all of lines 13 to 17, inclusive.

Also, Senate Bill No. 111, and reports favorably on the same, with the recommendation that it do pass.

C. D. BAKER, *Chairman.*

Mr. Speaker:

Your Committee on Counties and County Boundaries has had Senate Bills Nos. 50 and 99 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

JAS. WHALEN, *Chairman.*

Mr. Speaker:

Your Committee on Labor has had Senate Bill No. 66 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JAS. WHALEN, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 282 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

CLIFFORD A. JONES, *Chairman.*

Mr. Speaker:

Your Special Committee on the University has thoroughly investigated circumstances surrounding the request for additional appropriations for the university gymnasium. It appears to your committee that the action—or rather inaction—of the Board of Regents in several details was not only unpropitious but showed a lack of sound business judgment as well as an utter disregard of the wishes and recommendations of the 1939 legislative body.

An architect was hired by the Regents for the gymnasium building without so much as a written contract or any understanding whatever as to the amount of money involved or to be involved in the completed plans and specifications and/or the cost to the University of such work as this architect might do, except that the Board of Regents seems to be of the understanding that the architect was to receive six percent of some unknown amount of money.

There has been expended, to date, a total of $8,654.40, seven thousand dollars of which has been paid to the architect and sixteen hundred dollars of which has been paid to an unregistered engineer acting for the Regents as consulting and construction engineer. Of the foregoing sums $35.40 has been spent for advertising for bids. Yet not one spadeful of dirt has been turned on the proposed gymnasium.

According to findings in the investigation, it appears that the University has been obligated to the architect in the amount of approximately twenty-four thousand dollars as the matter stands at this time. Further, if the building is not constructed, the University is obligated for an amount of approximately sixteen thousand dollars ($16,000).

The Regents and University officials explained that the expenditures were

justified and that in reality a saving was effected. Your committee, after careful study, fails to concur in this belief.

It is our opinion that the Regents showed laxity in failing to push plans for P.W.A. assistance to match the two hundred thousand dollars ($200,000) State funds grant for the erection of the gymnasium by the 1939 Legislature. There was a period from March 1939 to June 1940 in which the Regents could have successfully secured Government aid, yet little was done.

It seems very strange to the committee that the architect did not begin work on the plans until September 1940, and even more strange to this committee that the bids were not opened until March 1, 1941; likewise earlier considerations of the 1941 legislative body failed to obtain any idea whatever as to the approximate cost of this proposed gymnasium.

This committee concurs with the 1939 legislative investigating committee and their recommendations for a new gymnasium. We feel the need for a gymnasium is greater now than it was in 1939, particularly in view of the fact that the Board of Regents have committed themselves to the U. S. Army authorities whereby the Regents have agreed to turn the old gymnasium over to the Government agency. We also found that the army authorities are now proceeding with alterations on the old gymnasium preparatory to their taking it over.

It is not now contemplated nor was it the intent of the 1939 Legislature to construct more than a gymnasium under this project, yet the Regents are visioning the gymnasium in terms of classrooms rather than a site for athletic activity. The Regents felt that the need of an arts and science building was greater than the need for a gymnasium.

Your committee would recommend that the Board of Regents be fully informed of section 7752 N. C. L. 1929, and that they be required to carry out the provisions of this section. The section reads as follows:

> Said board of regents shall make a report at the end of each fiscal year, in connection with its annual report to the governor, of other state university matters, including the amounts received and dispensed under the provisions of this act. The governor shall transmit all said annual reports to the legislature.

The committee further recommends that a gymnasium should be constructed at once, the costs of such structure to be determined by the ability of the State to assume the obligation in proportion to the size of the State and the University of Nevada.

DENVER DICKERSON, *Chairman*. J. W. WHALEN,
AMOS H. DOW, E. FRANDSEN LOOMIS.
DUANE E. MACK,

Mr. McCuistion moved that the Assembly adopt the report of the Special Investigation Committee of the University, and that the report be printed.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Select Committee of Lincoln County Delegation has had Assembly Bill No. 173 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

Amend section 4 of Assembly Bill No. 173 by striking out line 8, page 2, after the period following the figure "4," all the remainder of section 4, and insert in lieu thereof the following:

"The Sheriff shall have such deputies not to exceed five as he may from time to time require, and as the conditions of the county may demand, the selection and appointment thereof to be in the sole power of the Sheriff. Any such deputy shall receive a monthly salary to be fixed by the Board of County Commissioners, not in excess of one hundred fifty ($150) dollars per month, to be allowed, audited, and paid as salaries of other county officers, and upon satisfactory evidence produced by the Sheriff to the Board of County Commissioners that an emergency exists, that an additional deputy or deputies are

needed, the Commissioners may authorize the Sheriff to appoint one or more deputies to serve only as long as such emergency may exist, at a rate fixed by the Board of County Commissioners in each particular instance, not in excess of sixty-two and one-half (62½) cents per hour, to be allowed, audited, and paid by the county only upon production of satisfactory evidence that such services were actually rendered; *provided further*, that the Sheriff may appoint other deputies who shall serve without compensation; *provided further*, that the Deputy Sheriff who resides at the county seat shall be ex officio jailer and shall receive additional compensation therefor not to exceed fifteen ($15) dollars per month."

Amend title of Assembly Bill No. 173 by striking out the comma after the word "compensation," insert a period in lieu thereof, and strike out the following: "approved March 24, 1937."

JERRY THOMPSON, *Chairman.*

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 51, 112, 119, 125, 126, 142, 149, 156, 158, 159, 207, 208, 209, 229, 257, and Assembly Joint Resolution No. 8 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

Also, has carefully compared Assembly Enrolled Concurrent Resolution No. 7 with the engrossed copy, finds the same correctly enrolled, and has this day delivered the same to the Secretary of State.

DENVER DICKERSON, *Chairman.*

INTRODUCTION AND FIRST READING

By Committee on Ways and Means:

Assembly Bill No. 290—An Act creating the County Fair Aid Fund for State cooperation with counties in paying premiums on agricultural, livestock, mining, and industrial products; creating a fund and making an appropriation therefor; authorizing the State Board of Control to administer said fund, and other matters properly relating thereto.

Mr. Baker moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Ways and Means.

By Committee on Ways and Means:

Assembly Bill No. 291—An Act to provide for a State appropriation for the needy blind of the State of Nevada, to supplement the provisions of that certain Act of the Legislature of the State of Nevada entitled "An Act to provide a relief fund in the several counties of the State of Nevada for the needy blind; providing for and prescribing the powers and duties of Boards of County Commissioners in every county," approved February 25, 1925, making an appropriation therefor, and defining the duties of certain officers and persons in relation thereto.

Mr. Baker moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Ways and Means.

By Mr. Baker:

Assembly Bill No. 292—An Act to provide for the licensing of well drillers and the issuance of permits for the drilling of wells and the performance of their duties thereunder.

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

Carried.

By Committee on Taxation:

Assembly Bill No. 293—An Act providing for the compensation of the Sheriff of Washoe County, State of Nevada.

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

Carried.

By Committee on Judiciary:

Assembly Bill No. 294—An Act to amend an Act entitled "An Act to amend sections 3, 4, 7, 9, 25, 26, 75, 77, and 83 of an Act entitled 'An Act providing a general corporation law,' approved March 21, 1925, being, respectively, sections 1602, 1603, 1606, 1608, 1624, 1625, 1674, 1676, 1682 Nevada Compiled Laws 1929, and adding to said Act two new sections to be known as section 4a and section 4b," approved March 30, 1931.

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

Carried.

By Committee on Judiciary:

Assembly Bill No. 295—An Act to amend an Act entitled "An Act providing a general corporation law," approved March 21, 1925, and all Acts amendatory thereof, or supplementary thereto, by amending section 8 thereof, and by adding thereto a new section to be known as section 3a.

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

Carried.

There being no objections, Mr. Speaker and the Chief Clerk signed Assembly Bill No. 32.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Brooks gave notice that on the next legislative day he would ask for the reconsideration of Senate Bill No. 84.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Claims has had Senate Bill No. 75 under consideration.

and begs leave to report with the recommendation that it be referred to Committee on Ways and Means.

NYE W. TOGNONI, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Tognoni moved that Assembly Bill No. 75 be referred to Committee on Ways and Means.

Carried.

Mr. Jones moved that the Assembly adjourn until Tuesday, March 18, 1941, at 9 a. m.

Carried.

Assembly adjourned at 4:03 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE FIFTY-EIGHTH DAY

CARSON CITY (Tuesday), March 18, 1941.

Assembly called to order at 9 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Baker, Dickerson, Thompson, and Tognoni.

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

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

Carried.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Brooks, pursuant to notice given on the last legislative day, moved for the reconsideration of Assembly Bill No. 84.

Remarks by Mr. Dow.

Motion carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 47.

Mr. Whalen moved the adoption of Assembly Substitute to Assembly Bill No. 47.

Substitute adopted.

Assembly Substitute for Assembly Bill No. 47.

Remarks by Messrs. Whalen, Jones, Loomis, and Kleppe.

Roll call on Assembly Substitute for Assembly Bill No. 47:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Trower, Whalen, and Mrs. Williams—36.

NAYS—None.

Absent—Messrs. Baker, Thompson, and Tognoni—3.

Not voting—Mr. Speaker.

Assembly Substitute for Assembly Bill No. 47 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 116.

Mr. Loomis moved that Senate Bill No. 116 be placed on the bottom of the general file.

Carried.

Senate Bill No. 102.

Remarks by Messrs. Covington, Cooper, and Dow.

Roll call on Senate Bill No. 102:

YEAS—Messrs. Brooks, Brown, Covington, Dalbey, Donnelly, Jepson, Johnson, Kispert, Kleppe, Loomis, Mack, Mayes, Robb, Tandy, and Whalen—15.

NAYS—Messrs. Cooper, Dickerson, Dow, Farndale, Jones, McCuistion, McElroy, McGuirk, Monroe, Munk, Smith, Tavelle, and Mrs. Williams—13.
Absent—Messrs. Baker, Kelly, Lewis, Phillips, Thompson, and Tognoni—6.
Not voting—Messrs. Alpers, Boak, Carlson, Giroux, Trower, and Mr. Speaker—6.

Senate Bill No. 102 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Assembly Bill No. 255.

Mr. Kispert moved that Assembly Bill No. 255 be placed on the bottom of the general file.

Carried.

Senate Bill No. 108.

Remarks by Mr. Mayes.

Roll call on Senate Bill No. 108:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Robb, Smith, Tandy, Tavelle, Trower, Whalen, and Mrs. Williams—33.
NAYS—None.
Absent—Messrs. Baker, Kelly, Loomis, Phillips, and Tognoni—5.
Not voting—Mr. Thompson and Mr. Speaker—2.

Senate Bill No. 108 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 280.

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

Amendment adopted.

Remarks by Messrs. Mayes, Cooper, Farndale, Loomis, Monroe, Jones, and Boak.

Roll call on Assembly Bill No. 280:

YEAS—Messrs. Alpers, Boak, Brown, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McElroy, McGuirk, Munk, Robb, Smith, Whalen, and Mrs. Williams—27.
NAYS—None.
Absent—Messrs. Baker and Tognoni—2.
Not voting—Messrs. Brooks, Carlson, Loomis, McCuistion, Monroe, Phillips, Tandy, Tavelle, Thompson, Trower, and Mr. Speaker—11.

Assembly Bill No. 280 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. Mayes moved the adoption of the committee amendment to the preamble.

Amendment adopted.

Mr. Boak moved the adoption of the preamble.

Preamble adopted.

Senate Bill No. 95.

Remarks by Mr. Mayes.

Roll call on Senate Bill No. 95:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dickerson, Donnelly, Farndale, Giroux, Jepson, Johnson, Kelly, Kispert, Kleppe,

Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—34.

NAYS—None.

Absent—Messrs. Baker, Dalbey, Dow, Jones, and Tognoni—5.

Not voting—Mr. Speaker.

Senate Bill No. 95 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Speaker pro tem. in the Chair.

Assembly Bill No. 139.

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

Amendment adopted.

Mr. Carlson moved that section 1 be further amended by inserting after the word "person," page 1, line 10, the following: "*provided*, that whenever the department of highways shall determine, upon the basis of an engineering and traffic investigation, the maximum speed at which it is reasonable and safe to operate a motor vehicle, under the conditions found to exist, at any curve, intersection, or other place or part of a highway, said department shall declare such reasonable and safe speed limit permitted thereat which shall be effective when appropriate signs giving notice thereof are erected at such curve, intersection, or other place or part of the highway."

Remarks by Messrs. Monroe, Lewis, Donnelly, Jones, Dalbey, and Loomis.

Mr. Carlson withdrew his motion for the adoption of the amendment to section 1.

Mr. Boak moved the adoption of the further committee amendment to section 1.

Amendment adopted.

Mr. Boak moved the adoption of the further committee amendment to section 1.

Amendment adopted.

Mr. Donnelly moved the adoption of the committee amendment to section 2.

Amendment adopted.

Remarks by Messrs. Whalen, Jones, Dow, Mayes, and Dalbey.

Messrs. Whalen, Jones, and Farndale moved the previous question.

Carried.

Roll call on Assembly Bill No. 139:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—37.

NAYS—Mr. Dow.

Absent—Mr. Baker and Mr. Speaker—2.

Assembly Bill No. 139 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Senate Joint Resolution No. 13.

Remarks by Mr. Mayes.

Roll call on Senate Joint Resolution No. 13:

YEAS—Messrs. Alpers, Boak, Brooks, Carlson, Cooper, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—32.

NAYS—None.

Absent—Messrs. Baker, Brown, Covington, Kelly, Loomis, Smith, Tognoni, and Mr. Speaker—8.

Senate Joint Resolution No. 13 having received a constitutional majority, Mr. Speaker declared it adopted.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Public Lands has had Assembly Joint Resolution No. 10 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend Assembly Joint Resolution No. 10 by striking the semicolon in line 17, page 1, and insert a comma and the following: "to be placed under the supervision of the Department of Agriculture, United States Forest Service."

E. H. TROWER, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Senate Bill No. 30 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass with the proposed amendments.

Section 1, page 2, line 27, strike out the words "design, the."

On page 2, line 28, strike out "and the materials."

On page 2, lines 28 and 29, add a new paragraph between lines 28 and 29 as follows: "Cities and counties shall mean all counties with the population of fifteen thousand (15,000) or more, and cities located in said counties."

Section 2, page 2, line 32, strike out the words "design, use, and."

Page 3, line 1, strike out the words "height, size."

Section 8, page 5, line 18, strike out the words "and of any land outside the boundaries thereof."

Page 7, line 5, strike out the word "recommend" and insert in lieu thereof the word "suggestive."

Section 13, page 10, lines 32 and 33, strike out words "all such regulations shall be uniform for each class or kind of buildings through each."

Page 11, strike out all of lines 1 and 2.

Section 23, page 16, line 28, strike out the word "design."

Line 29, strike the word "first."

Page 23, strike out all of section 37.

Amend section 2 of Senate Bill No. 30, page 2, line 31, by striking out the words "having not less than fifteen thousand (15,000) population."

Amend the title of Senate Bill No. 30 by inserting after the word "planning" in the first line of the title a comma and the following: "in a certain class of counties."

Also, Senate Bill No. 90, and reports favorably on the same, with the recommendation that it do pass with the proposed amendments.

Amend section 2 of Senate Bill No. 90, page 2, line 5, by striking out the words "three-fifths" and insert in lieu thereof "two-thirds."

Amend section 2 of Senate Bill No. 90, page 2, line 6, by striking out the words "each elector being a taxpayer of said county, as set out in the preceding section."

CLIFFORD A. JONES, *Chairman.*

Mr. Speaker:

Your Committee on Federal Relations has had Assembly Joint Resolution

No. 11 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass. JOHN A. KELLY, *Chairman*.

GENERAL FILE AND THIRD READING

Senate Joint Resolution No. 12.

Remarks by Messrs. Mayes and Giroux.

Roll call on Senate Joint Resolution No. 12:

YEAS—Messrs. Alpers, Boak, Brooks, Carlson, Cooper, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, and Mrs. Williams—31.

NAYS—None.

Absent—Messrs. Baker, Brown, Covington, Jones, Kispert, Smith, Whalen, and Mr. Speaker—8.

Not voting—Mr. Kelly.

Senate Joint Resolution No. 12 having received a constitutional majority, Mr. Speaker declared it adopted.

Assembly Bill No. 281.

Remarks by Messrs. Tognoni, Boak, Thompson, and Dow.

Roll call on Assembly Bill No. 281:

YEAS—Messrs. Brooks, Dalbey, Dickerson, Donnelly, Giroux, Jepson, Jones, Kelly, Kispert, Kleppe, Mack, McCuistion, McElroy, McGuirk, Monroe, Munk, Robb, Smith, Tognoni, and Mrs. Williams—20.

NAYS—Messrs. Boak, Brown, Carlson, Cooper, Dow, Lewis, and Thompson—7.

Absent—Messrs. Baker, Farndale, Johnson, Mayes, Phillips, and Mr. Speaker—6.

Not voting—Messrs. Alpers, Covington, Loomis, Tandy, Tavelle, Trower, and Whalen—7.

Assembly Bill No. 281 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Senate Bill No. 46.

Remarks by Messrs. Tognoni, Loomis, and Whalen.

Roll call on Senate Bill No. 46:

YEAS—Messrs. Carlson, Donnelly, Jepson, Kleppe, Lewis, Mack, Munk, Phillips, and Smith—9.

NAYS—Messrs. Alpers, Boak, Brooks, Brown, Cooper, Covington, Dickerson, Dow, Farndale, Jones, Kelly, Kispert, Loomis, McCuistion, McElroy, McGuirk, Monroe, Robb, Tavelle, Thompson, Tognoni, Whalen, and Mrs. Williams—23.

Absent—Messrs. Baker, Dalbey, Giroux, Mayes, and Mr. Speaker—5.

Not voting—Messrs. Johnson, Tandy, and Trower—3.

Senate Bill No. 46 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Tognoni gave notice that on the next legislative day he would move for the reconsideration of Senate Bill No. 46.

Senate Bill No. 87.

Mr. Jones moved that section 1 be amended, page 2, line 3, by striking out the words "who shall," and in line 4, strike the words "act as jailer, and."

Amendment adopted.

Remarks by Mr. Jones.

Roll call on Senate Bill No. 87:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—34.

NAYS—None.

Absent—Messrs. Baker, Mayes, Smith, and Mr. Speaker—4.

Not voting—Messrs. Loomis and Tandy—2.

Senate Bill No. 87 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Carlson gave notice that on the next legislative day he would move for the reconsideration of Assembly Bill No. 281.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 290 and 291, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 249.

Mr. McCuistion moved the adoption of the committee amendment to section 11.

Amendment adopted.

Mr. Speaker in the Chair.

Remarks by Messrs. Farndale and Covington.

Roll call on Assembly Bill No. 249:

YEAS—Messrs. Alpers, Boak, Brooks, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—35.

NAYS—None.

Absent—Messrs. Baker and Tognoni—2.

Not voting—Messrs. Brown, Tandy, and Mr. Speaker—3.

Assembly Bill No. 249 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Senate Bill No. 37.

Mr. McCuistion moved the adoption of the committee amendment to section 3.

Remarks by Messrs. Lewis and McCuistion.

Amendment adopted.

Mr. McCuistion moved the adoption of the committee amendment to section 5.

Amendment adopted.

Remarks by Mr. McCuistion.

Roll call on Senate Bill No. 37:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Robb, Smith, Tandy, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—36.

NAYS—Mr. Phillips.

Absent—Messrs. Baker and Tognoni—2.

Not voting—Mr. Speaker.

Senate Bill No. 37 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Senate Bill No. 111.

Remarks by Messrs. Munk and McCuistion.

Roll call on Senate Bill No. 111:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Whalen, and Mrs. Williams—33.

NAYS—None.

Absent—Messrs. Baker, Jones, Loomis, Monroe, Tognoni, and Trower—6.

Not voting—Mr. Speaker.

Senate Bill No. 111 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 50.

Remarks by Mr. Whalen.

Roll call on Senate Bill No. 50:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Whalen, and Mrs. Williams—35.

NAYS—None.

Absent—Messrs. Baker, Loomis, Tognoni, and Trower—4.

Not voting—Mr. Speaker.

Senate Bill No. 50 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 99.

Remarks by Messrs. Covington, Smith, and Monroe.

Mr. Loomis moved that Senate Bill No. 99 be referred to Committee on Judiciary.

Carried.

Senate Bill No. 66.

Remarks by Mr. McGuirk.

Roll call on Senate Bill No. 66:

YEAS—Messrs. Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe,

Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Whalen, and Mrs. Williams—34.

NAYS—None.

Absent—Messrs. Baker, Kispert, Tognoni, and Trower—4.

Not voting—Mr. Alpers and Mr. Speaker—2.

Senate Bill No. 66 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 282.

Remarks by Mr. Loomis.

Roll call on Assembly Bill No. 282:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Donnelly, Farndale, Giroux, Jepson, Johnson, Jones, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—35.

NAYS—None.

Absent—Messrs. Dickerson, Dow, Kelly, and Tognoni—4.

Not voting—Mr. Speaker.

Assembly Bill No. 282 having received a constitutional majority, Mr. Speaker declared it passed.

Remarks by Mr. Monroe.

Assembly Bill No. 173.

Mr. Thompson moved the adoption of the committee amendment to section 4.

Amendment adopted.

Remarks by Mr. Thompson.

Roll call on Assembly Bill No. 173:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Trower, Whalen, and Mrs. Williams—36.

NAYS—None.

Absent—Messrs. Kelly, Loomis, and Tognoni—3.

Not voting—Mr. Speaker.

Assembly Bill No. 173 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. Thompson moved the adoption of the committee amendment to the title.

Amendment to title adopted.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 293, hereto attached, is a correct copy of the triplicate thereof in its possession.

DOUG TANDY, *Chairman.*

GENERAL FILE AND THIRD READING

Senate Bill No. 84.

Remarks by Messrs. Dow and Dalbey.

Roll call on Senate Bill No. 84:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Dalbey, Dickerson, Donnelly, Dow, Jepson, Johnson, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Tognoni, Whalen, and Mrs. Williams—32.

NAYS—Messrs. Farndale and Monroe—2.

Absent—Mr. Jones.

Not voting—Messrs. Covington, Giroux, Thompson, Trower, and Mr. Speaker—5.

Senate Bill No. 84 having received a constitutional majority, Mr. Speaker declared it passed.

There being no objections, Mr. Speaker and the Chief Clerk signed Senate Bills Nos. 39, 121, 105, 100, and 59.

Senate Bill No. 116.

Mr. Loomis moved that Senate Bill No. 116 be referred to a select committee composed of Mr. Loomis.

Remarks by Messrs. Phillips and Loomis.

Carried.

Assembly Bill No. 255.

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

Amendment adopted.

Mr. Jones moved that section 1 be further amended in line 8, page 1, following the comma after the word "bureau" by inserting the word "Nevada."

Amendment adopted.

Remarks by Messrs. Kispert, Jones, Loomis, and Brooks.

Mr. Kleppe moved that the bill be referred to the Committee on Judiciary.

Carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 200, which passed the Senate as follows: Yeas, 16; nays, none; absent, 1.

Also, Assembly Bill No. 202, which passed by the following vote: Yeas, 16; nays, none; absent, 1.

Also, Assembly Bill No. 203, which passed, as amended, by the following vote: Yeas, 16; nays, none; absent, 1. Amend as follows: Section 1, strike after the word "contiguous" on page 1, line 6, the word "elementary."

Also, Assembly Bill No. 204, which passed by the following vote: Yeas, 16; nays, none; absent, 1.

Also, Assembly Bill No. 205, which passed by the following vote: Yeas, 16; nays, none; absent, 1.

Also, Assembly Bill No. 206, which passed by the following vote: Yeas, 16; nays, none; absent, 1.

Also, Assembly Concurrent Resolution No. 8, which was adopted.

Also, Assembly Bill No. 163, which passed, as amended: Yeas, 15; nays, none; absent, 2. Amend as follows:

Amend section 12 of Assembly Bill No. 163 by striking all of the material beginning on page 38, line 9, with the words "Sec. 14.2. Liens" to and including the words "except as otherwise provided" on page 39, line 22, and insert in lieu thereof the following:

"SEC. 14. 2. Liens. In the event of any distributions of an employer's assets

either voluntarily or pursuant to an order of any court under the laws of this State including any receivership, assignment for the benefit of creditors, adjudicated insolvency, composition, or similar proceeding, contributions then or thereafter due shall be a lien upon all of the assets of such employer, said lien to be prior to all other liens or claims except recorded liens, prior taxes, and claims for remuneration for services of not more than $250 to each claimant earned within six months of the commencement of the proceedings.

"The existence of a condition of insolvency, the execution of any assignment, or the institution of any judicial proceeding for legal dissolution or distribution of assets, at a time when the employer shall be in default in payment of contributions shall cause such lien to attach without action on behalf of the commissioner; *provided*, that within 60 days thereafter the commissioner shall cause to be filed with the County Recorder of the county in which property is situated a statement of claim of such lien setting forth a true statement of the demand, after deducting all just credits and offsets, and the default of such employer. The County Recorder shall record such claims of lien in a book kept for that purpose which record shall be indexed as are deeds and other instruments. The lien hereby created may be foreclosed by a suit in the district court in the manner provided by law for the foreclosure of other liens on real or personal property. Any lien, as provided in this section, may be released, compromised, or satisfied by the commissioner, and the property against which a lien is claimed shall be released therefrom by filing a notice of such release or satisfaction with the County Recorder of the county in which the notice of lien claimed was filed."

Further amend section 15 of Assembly Bill No. 163 by restoring to the printed bill the language stricken by Assembly amendment, beginning on page 44, line 18, with the words "(d) Any person who," and ending on page 45, line 2, with the words "administratively impracticable," and striking on page 45, line 3, the letter "d" and inserting in lieu thereof the letter "e."

Also, Assembly Bill No. 194, which passed: Yeas, 14; nays, 1; absent, 2.

Also, Assembly Bill No. 199, which passed, as amended: Yeas, 16; nays, none; absent, 1. Amend as follows: Section 1, line 22, page 2, after the word "district" insert the following: "*provided*, that such number of teachers shall in no case be less than would be apportioned if all attendance in the component districts came from a single district." Amend section 1, adding after the word "apportionment" on page 2, line 14 of the printed bill, the following: "*provided, however*, that when three of more school districts have formed a consolidated district and the average daily attendance in the district is insufficient to provide a two-teacher apportionment for the consolidated district, if children have been in average daily attendance for the preceding school year in the consolidated school from more than one of the component district, a two-teacher apportionment shall be allowed the consolidated district notwithstanding the above provisions of this Act."

Also, to present for your consideration Senate Bill No. 109, which passed: Yeas, 16; nays, none; absent, 1. Also, Senate Concurrent Resolution No. 5, which was this day adopted.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

Mr. Smith moved that the Assembly concur with the Senate amendments to Assembly Bills Nos. 199 and 203.

Carried.

Mr. Dalbey moved that the Assembly concur with the Senate amendments to Assembly Bill No. 163.

Carried.

MOTIONS, RESOLUTIONS, AND NOTICES

Senate Concurrent Resolution No. 5.

Mr. Boak moved the adoption of the resolution.

Resolution adopted.

INTRODUCTION AND FIRST READING

Senate Bill No. 109.

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

Carried.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Baker moved that Assembly Bill No. 91 be placed on the general file for consideration on the next legislative day.

Carried.

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

Carried.

Assembly in recess at 11:58 a. m.

HOUSE IN SESSION

At 1:30 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Ways and Means has had Senate Bill No. 83 and Assembly Bills Nos. 290 and 291 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

Also, Senate Bill No. 51, and reports favorably on the same with the recommendation that it do pass, as amended. Amend section 1 of Senate Bill No. 51 by changing lines 3 and 4 to read as follows: "the sum of five thousand dollars ($5,000) for the biennium ending June 30, 1943, for the purpose of assisting to carry out the."

C. D. BAKER, *Chairman.*

Mr. Speaker:

Your Committee on Federal Relations has had Assembly Bill No. 108 under consideration, and begs leave to report the same with amendments thereto, with the recommendaiton that the amendments be adopted, and the bill do pass as amended.

Amend Assembly Bill No. 108 by striking out section 1, then renumber section 2 to read section 1.

Amend Assembly Bill No. 108 by inserting a section to follow section 1, as renumbered, to be known as section 2, which said section shall read as follows:

SEC. 2. Section 7 of the above-entitled Act is hereby amended to read as follows:

Section 7. The duties of said commission shall be: To collect and arrange all data and information connected with the Colorado River and its tributaries which may affect or be of interest to the State of Nevada; to present the same to the Governor for his information; to represent the State of Nevada in such interstate or other conferences or conventions as may be called for the consideration of the development of reclamation and power projects connected with the Colorado River or its tributaries, or in connection with Boulder dam; to render the friendly cooperation of the State of Nevada to such constructive enterprises as look to the conservation of the waters of the Colorado River and its tributaries and the development of power thereon; to render friendly cooperation and to negotiate with, cooperate with, and invite industries for the purpose of establishing the same within the State of Nevada; to negotiate with the representatives of other States and the United States in an endeavor to equitably settle and define the rights of the States and of the United States

in the water of the Colorado River and its tributaries; to make and enter into agreements, compacts or treaties between the State of Nevada and the States of Arizona, California, Colorado, New Mexico, Utah, and Wyoming, either jointly or severally, which said agreements, compacts, or treaties, however, will not become binding upon the State of Nevada until ratified and approved by the Legislature and Governor of the State of Nevada; to report to the Governor such measures and legislative action as may be deemed necessary to secure to the people of Nevada all possible benefits from the water of said river allocated to or contracted by the State of Nevada and the power allocated to or contracted by the State of Nevada to be generated at Boulder dam; to cooperate with and to establish, conduct, and maintain in conjunction with other States or Federal agencies, power, water, and irrigation projects.

Said commission is hereby authorized and empowered to contract, from time to time as it deems necessary for the purposes of this Act, on behalf of the State of Nevada with the United States of America for electrical energy allocated to the State of Nevada to be generated at Boulder dam power plant; and all and singular the contracts heretofore made, entered into, and now existing between the State of Nevada and the United States of America for such electrical energy are hereby ratified and approved.

Said commission is hereby empowered to receive, protect, and safeguard and hold in trust for the State of Nevada all water and water rights, and all other rights, interests, or benefits in and to the waters of the Colorado River and to the power generated thereon, now held by or which may hereafter accrue to the State of Nevada under and by virtue of any Act of the Congress of the United States or any compacts or treaties between States to which the State of Nevada may become a party, or otherwise.

Said commission shall hold and administer all rights and benefits pertaining to the distribution of the power in this Act mentioned for the State of Nevada, and is hereby empowered to lease, sublease, let, sublet, contract, or sell the same on such terms as such commission shall determine: *and provided further*, that every applicant for power to be used within the State of Nevada, shall before said application is approved, provide an indemnifying bond by a corporation qualified under the laws of this State, or other collateral, approved by the State Board of Examiners, payable to the State of Nevada in such sum and in such manner as the commission may require, conditioned for the full and faithful performance of such lease, sublease, contract, or other agreement; *provided, however*, that the said power shall not be sold for less than the actual cost to the State of Nevada as determined by the Secretary of the Interior of the United States: *and provided further*, that before any such sale or lease is made, that the same shall be advertised in two papers of general circulation published in the State of Nevada for a period of once a week for two weeks: *and provided further*, that said commission shall require any person desiring to make objection thereto to file said objection with the secretary of said board within ten days after the date of the last publication of said notice. If any objection shall be filed pursuant to such notice then it shall be the duty of said commission to set a time and place for a hearing of said objection not more than 30 days after the date of the last publication of said notice: *and provided further*, that any such lease, sublease, contract, or sale, either of the water or power in this Act mentioned, shall not become binding upon the State of Nevada until ratified and approved by the Governor of said State.

All revenues derived from the sale, lease, or use of the water or power in this Act mentioned, and all revenues which shall become due and owing to the State of Nevada under any such lease, contract, or sale, or otherwise, shall be received, collected, and paid directly to the State Treasurer of the State of Nevada and deposited by him in a fund, hereby created, to be known as and called the Colorado River Commission Fund.

Said commission is hereby authorized to adopt such written rules and regulations governing this procedure as may be just and reasonable.

JOHN A. KELLY, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

By Nye County Delegation:

Assembly Resolution No. 27, expressing sympathy to the family of Oscar R. Oram, who has just recently passed away:

WHEREAS, Oscar R. Oram, who recently passed away while still in the prime of life, had been a resident of the State of Nevada, for many years engaged in the practice of law, and in this field had achieved distinction and the admiration and respect of those who were so fortunate as to have his acquaintance; and

WHEREAS, By this said untimely death the State of Nevada has lost a fine citizen, and the legal fraternity one who had great promise for the future; and

WHEREAS, His said death has left in sad mourning his widow, Cecil Oram; now, therefore, be it

Resolved by the Assembly of the State of Nevada, That this Assembly constituting the representatives of the people of the State of Nevada do deplore the death of Oscar R. Oram, while the future held so much in store for him; and be it further

Resolved, That as a token of our respect for his memory and as a mark of sympathy for his bereaved widow that a properly certified copy of this resolution be forwarded to Cecil Oram, and that this resolution be spread upon the minutes of this honorable body.

Mr. Boak moved the adoption of the resolution.

The resolution was unanimously adopted.

Mr. Thompson moved that all rules be suspended and Assembly Bill No. 173 be transmitted to the Senate this legislative day for action.

Carried.

The Speaker and Chief Clerk signed Senate Bill No. 57.

Mr. Kelly moved that the Assembly recess until 4 p. m.

Carried.

Assembly in recess at 1:49 p. m.

HOUSE IN SESSION

At 4 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 292, 294, and 295, hereto attached, are correct copies of the triplicates thereof in its possession.

DOUG TANDY, *Chairman.*

Mr. Speaker:

Your Committee on Elections has had Assembly Bill No. 286 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

O. D. JEPSON, *Chairman.*

Mr. Speaker:

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

Amend section 18 of Senate Bill No. 18 by striking out all of section 18 after the word "settlor," lines 28 to 33, page 8 of the printed bill, and lines 1 to 7, inclusive, page 9 of the printed bill, and insert in lieu thereof the following:

"The provisions of this Act shall have no application to nontestamentary trusts unless the settlor shall expressly so declare in the instrument creating the trust. But no expression of intent by any settlor shall affect the jurisdiction of the courts of this State over inventories and accounts of trustees, insofar as such jurisdiction does not depend upon the provisions of this Act."

CLIFFORD A. JONES, *Chairman.*

Mr. Speaker:

Your Committee composed of Mr. Loomis has had Senate Bill No. 116 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, with the proposed amendment.

Amend section 1 of Senate Bill No. 116, page 1, line 13, by striking out in line 13 the following: "three (3%) percent," and insert in lieu thereof "five (5%) percent."

Further amend section 1, page 2, line 3, by striking out in said line "three (3%) percent," and insert in lieu thereof "five (5%) percent."

E. F. LOOMIS, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Senate Bill No. 99 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 255, and reports favorably on the same, with the recommendation that it do pass, with the proposed amendment. Amend section 1 of Assembly Bill No. 255, page 1, line 8, by striking out the word "Nevada," and insert in lieu thereof the word "domestic."

CLIFFORD A. JONES, *Chairman.*

Mr. Speaker:

Your Committee on Mines and Mining has had Senate Joint Resolution No. 14 and Senate Bill No. 107 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

NYE W. TOGNONI, *Chairman.*

Mr. Speaker:

Your Committee on Fish and Game has had Senate Bill No. 76 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Senate Bill No. 76 by deleting the words "jackrabbit and" in lines 6 and 7 on page 2 of the printed bill. Amend section 4 of Senate Bill No. 76 by adding the words "by such Indians" after the word "taken" on page 5, line 2 of the printed bill.

Also, Senate Bill No. 113, and reports favorably on the same, with the recommendation that it do pass, as amended.

Amend section 1 of Senate Bill No. 113 by adding the following after the word "commission" in line 16, page 2 of the printed bill, "appoint a committee of one each, sportsmen, livestock, U. S. Forest Service, Game Management Division, Fish and Wild Life Service and member of State Fish and Game Commission," and further delete out of line 16 the words "have authority."

Amend section 1 of Senate Bill No. 113 by changing the period to a comma in line 19, page 2 of the printed bill, and add the following: "The commission shall appoint a proper personnel to carry out the provisions of this Act."

AMOS H. DOW, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Jones moved that all bills reported out of committee this legislative day be placed on general file.

Carried.

Mr. Dow moved that rules be suspended and the Assembly reconsider Senate Bill No. 102 at this time.

Motion lost.

By Mr. Boak:

Assembly Resolution No. 28, expressing appreciation for the attitude of the press.

WHEREAS, The editors of the Carson Appeal and the Chronicle have exhibited a very fine spirit of cooperation with the Nevada Legislature in supplying the members of the Legislature with their publications, and the frank and honest report and criticism of the efforts of the Legislature in behalf of the people of the State of Nevada; and

WHEREAS, The Assembly of the State of Nevada is ever mindful of the powerful influence of the press for good, in the upbuilding of the community, which has been so graciously and liberally donated by the publications referred to; now, therefore, be it

Resolved by the Assembly of the State of Nevada, That the thanks of the Assembly is hereby extended to the press of the State of Nevada, and to the publications above referred to in particular, for their support of the Legislature and of the State of Nevada in maintaining an enviable State reputation; and be it further

Resolved, That properly certified copies of this resolution be transmitted to each of the publications above referred to, and that this resolution be spread upon the minutes of this body.

Mr. Boak moved the adoption of the resolution.

Resolution unanimously adopted.

GENERAL FILE AND THIRD READING

Assembly Joint Resolution No. 10.

Mr. Kispert moved the adoption of the committee amendment.

Amendment adopted.

Remarks by Mr. Kispert.

Roll call on Assembly Joint Resolution No. 10:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, and Mrs. Williams—35.

NAYS—None.

Absent—Messrs. Dalbey, Loomis, Trower, and Whalen—4.

Not voting—Mr. Speaker.

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

Senate Bill No. 30.

Mr. Jones moved the adoption of the committee amendments to Senate Bill No. 30.

Amendments adopted.

Roll call on Senate Bill No. 30:

YEAS—Messrs. Baker, Brown, Covington, Dickerson, Donnelly, Dow, Farndale, Jepson, Jones, Kelly, Kispert, Kleppe, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Mrs. Williams, and Mr. Speaker—25.

NAYS—Messrs. Brooks, Carlson, Cooper, and Tognoni—4.

Absent—Messrs. Dalbey and Loomis—2.

Not voting—Messrs. Alpers, Boak, Giroux, Johnson, Lewis, Smith, Thompson, Trower, and Whalen—9.

Senate Bill No. 30 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. Jones moved the adoption of the amendment to the title.

Amendment to title adopted.

Senate Bill No. 90.

Mr. Jones moved the adoption of the committee amendment to Senate Bill No. 90.

Amendment adopted.

Mr. Brooks moved that section 1 be amended by striking the word "qualified" in line 1, page 1, and insert in lieu thereof the word "registered."

Amendment adopted.

Mr. Brooks moved that section 2 be amended by inserting the word "registered" in place of the word "qualified" in line 5, page 2.

Amendment adopted.

Mr. Brooks moved that section 3 be amended by striking the word "qualified" and insert the word "registered." Further amend section 3, line 25, by striking the word "qualified" and insert the word "registered." Further amend section 3, line 27, by striking the word "qualified" and insert the word "registered."

Amendment adopted.

Remarks by Messrs. McCuistion, Jones, Loomis, Boak, Smith, Farndale, Cooper, Tandy, and Tognoni.

Messrs. Donnelly, Thompson, and Monroe moved the previous question.

Carried.

Roll call on Senate Bill No. 90:

YEAS—Messrs. Baker, Brooks, Brown, Carlson, Covington, Dow, Jepson, Jones, Kelly, Kleppe, Lewis, Loomis, McElroy, Munk, Phillips, Tandy, Tavelle, and Whalen—18.

NAYS—Messrs. Alpers, Boak, Cooper, Dalbey, Dickerson, Donnelly, Farndale, Giroux, Kispert, Mack, Mayes, McCuistion, McGuirk, Monroe, Robb, Smith, Thompson, Tognoni, Trower, and Mrs. Williams—20.

Not voting—Mr. Johnson and Mr. Speaker—2.

Senate Bill No. 90 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Remarks by Messrs. Jones, Giroux, Tandy, and Tognoni.

Assembly Joint Resolution No. 11.

Remarks by Messrs. Carlson, Giroux, and Tognoni.

Roll call on Assembly Joint Resolution No. 11:

YEAS—Messrs. Carlson, Cooper, Dalbey, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, McElroy, McGuirk, Munk, Phillips, Robb, Tavelle, Tognoni, and Whalen—22.

NAYS—Messrs. Baker, Boak, Giroux, Mack, Smith, Thompson, and Trower—7.

Absent—Messrs. Brooks and Covington—2.

Not voting—Messrs. Alpers, Brown, Loomis, Mayes, McCuistion, Monroe, Tandy, Mrs. Williams, and Mr. Speaker—9.

Assembly Joint Resolution No. 11 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 91.

Mr. Baker moved that Assembly Bill No. 91 be indefinitely postponed.

Carried.

Senate Bill No. 83.

Roll call on Senate Bill No. 83:

YEAS—Messrs. Alpers, Baker, Boak, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—36.

NAYS—None.

Absent—Messrs. Brooks and Giroux—2.

Not voting—Mr. Tandy and Mr. Speaker—2.

Senate Bill No. 83 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 51.

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

Remarks by Messrs. Baker, Dickerson, Cooper, and McCuistion.

Amendment adopted.

Roll call on Senate Bill No. 51:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Munk, Phillips, Robb, Smith, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—35.

NAYS—Messrs. Cooper, Monroe, and Tandy—3.

Absent—Mr. Jones.

Not voting—Mr. Speaker.

Senate Bill No. 51 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 291.

Remarks by Messrs. McCuistion, Farndale, Giroux, Kleppe, Tognoni, and Whalen.

Roll call on Assembly Bill No. 291:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—37.

NAYS—Mr. Kleppe.

Not voting—Mr. Loomis and Mr. Speaker—2.

Assembly Bill No. 291 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 290.

Mr. Whalen moved that section 2 be amended by striking the words "two dollars" and insert in lieu thereof the words "one dollar."

Remarks by Messrs. Whalen, Brooks, and Dow.

Amendment lost.

Mr. Whalen withdrew his further amendment to section 2.

Remarks by Messrs. Tandy and Brooks.

Roll call on Assembly Bill No. 290:

YEAS—Messrs. Alpers, Baker, Brooks, Brown, Carlson, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—36.

NAYS—Messrs. Boak, Cooper, and Tandy—3.

Not voting—Mr. Speaker.

Assembly Bill No. 290 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. Jones moved that the Assembly recess until 7 p. m.

Carried.

Assembly in recess at 5:40 p. m.

HOUSE IN SESSION

At 7 p. m.

Mr. Speaker in the Chair.

Quorum present.

COMMUNICATIONS

ELKO, NEVADA, March 17, 1941.

MR. WM. CASHILL, *Speaker of the Assembly, Carson City, Nevada.*

DEAR MR. CASHILL: Wish to thank you and the members of the Assembly for the lovely tribute you gave to Morley. I will always remember your kind thought of him.

Very sincerely yours,

MRS. MORLEY MURPHY.

GENERAL FILE AND THIRD READING

Assembly Bill No. 108.

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

Amendment adopted.

Remarks by Mr. Jepson.

Mr. Jones moved the adoption of the committee amendment to section 2.

Remarks by Mr. Brooks.

Amendment adopted.

Mr. Jones moved that section 4 be amended by adding thereto another section, to be known as section 4, which said section shall read as follows:

SEC. 4. Section 11 of the above-entitled Act is hereby amended to read as follows:

Section 11. Revenues received from the sale of power, or water, or otherwise shall be by the commission disbursed as follows:

(1) To the payment to the Federal Government of the cost of falling water and generation of power (and other lawful charges) in accordance with bills rendered by the Secretary of the Interior of the United States.

(1a) To the payment of compensations and expenses of the Commission and all other obligations incurred through performance by the commission of the duties designated in this Act.

(2) To the repayment to the State of Nevada of any moneys advanced or appropriated to the Commission, said repayment to be placed in and to be a part of the General Fund of the State.

(3) All vouchers for the disbursement of said funds shall, before payment, be submitted to and approved by the Board of Examiners of the State of Nevada and paid out of the Colorado River Commission Fund upon warrants to be drawn by the State Controller and paid by the State Treasurer. Adding thereto two additional sections, to be known as sections 5 and 6, which said sections shall read as follows.

Remarks by Mr. Jones.

Mr. Smith moved that the amendment be tabled.

Remarks by Messrs. Dickerson, Tognoni, and Jones.

Motion lost.

Remarks by Mr. Jones.

Amendment adopted.

Mr. Jones moved that section 5 be amended to read "All Acts and parts of Acts in conflict with this Act as hereby repealed."

Amendment adopted.

Mr. Jones moved that section 6 be amended to read "An emergency is hereby declared to exist, and this Act shall take effect, therefore, immediately upon its passage and approval."

Amendment adopted.

Remarks by Mr. Brooks.

Mr. Brown moved that the amendments be printed.

Remarks by Messrs. Monroe, Brooks, and Jones.

Motion lost.

Remarks by Messrs. Boak, Farndale, Loomis, and Jones.

Mr. Jones moved that the Assembly rescind its action on the amendment to section 6.

Motion carried.

Mr. Jones moved that section 2 be amended in lines 29 and 30, page 2, by striking out the following words: "nor any publicly owned power corporation."

Remarks by Messrs. Boak and Tognoni.

Amendment adopted.

Mr. Jones moved that section 3 be amended, line 11, page 3, by striking out the words "Boulder dam area" and inserting in lieu thereof "State of Nevada."

Amendment adopted.

Remarks by Messrs. Farndale, Loomis, Jones, and Covington.

Mr. Thompson moved that the enacting clause to Assembly Bill No. 108 be stricken.

Motion lost.

Messrs. Brown, Jones, and Loomis moved the previous question.

Carried.

Roll call on Assembly Bill No. 108:

YEAS—Messrs. Baker, Brooks, Carlson, Cooper, Dalbey, Dickerson, Dow, Farndale, Giroux, Jones, Kelly, Kispert, McCuistion, Phillips, Tognoni, and Whalen—16.

NAYS—Messrs. Alpers, Boak, Brown, Donnelly, Jepson, Lewis, McGuirk, Monroe, Munk, Robb, Smith, Tandy, Tavelle, Thompson, Trower, and Mrs. Williams—16.

Absent—Mr. McElroy.

Not voting—Messrs. Covington, Johnson, Kleppe, Loomis, Mack, Mayes, and Mr. Speaker—7.

Assembly Bill No. 108 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Assembly Bill No. 251.

Mr. Brooks moved that section 1 be amended by striking the period in line 19, page 2, after the figure 27, and insert a semicolon and the following: "*and provided further,* that said conveyance shall contain no term or terms whereby will be surrendered or cause to be surrendered any jurisdiction of this State over said lands and people and property thereon situate that said State now possesses over the public domain belonging to the United States within this State."

Amendment adopted.

Remarks by Mr. Baker.

Roll call on Assembly Bill No. 251:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—39.

NAYS—None.

Not voting—Mr. Speaker.

Assembly Bill No. 251 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 293.

Remarks by Messrs. Loomis, Boak, Brown, and Covington.

Mr. Loomis asked that his remarks (as follows) be placed in the Journal:

"When this bill was presented to the Washoe County Delegation it was left with the impression and promise through a Deputy Sheriff of Washoe County that the Sheriff of our county intended if this money was granted to him to dispose of it equally between his deputies, the County Commissioners raised no objections, and the bill was considered favorable by the committee because of the said promise of the Sheriff and because of the lack of interest or objection by the County Commissioners of Washoe County."

Roll call on Assembly Bill No. 293:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Thompson, Tognoni, Trower, Whalen, Mrs. Williams, and Mr. Speaker—39.

NAYS—Mr. Tavelle.

Assembly Bill No. 293 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 284.

Mr. McGuirk moved that Assembly Bill No. 284 be tabled.

Messrs. Covington, Kleppe, and Loomis moved the roll call.

Carried.

Roll call on motion to table Assembly Bill No. 284:

NAYS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, Monroe, Munk, Phillips, Robb, Smith, Tavelle, Tognoni, Trower, Whalen, Mrs. Williams, and Mr. Speaker—36.

YEAS—Messrs. Kelly, McGuirk, Tandy, and Thompson—4.

Motion lost.

Roll call on Assembly Bill No. 284:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Tognoni, Whalen, and Mrs. Williams—36.

NAYS—Mr. McGuirk.

Not voting—Messrs. Thompson, Trower, and Mr. Speaker—3.

Assembly Bill No. 284 having received a constitutional majority, Mr. Speaker declared it passed.

Remarks by Mr. McGuirk.

MOTIONS, RESOLUTIONS, AND NOTICES

By Committee on Taxation:

Assembly Concurrent Resolution No. 9:

WHEREAS, Assembly Joint Resolution No. 6 of the 39th Session of the Nevada Legislature was duly and regularly introduced in the Assembly of the State of Nevada on February 8, 1939, in the following form:

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

SECTION 1. The Legislature shall provide by law for a uniform and equal rate of assessment and taxation, and shall prescribe such regulations as shall secure a just valuation for taxation of all property, real, personal, and possessory, except mines and mining claims, when not patented, the proceeds alone of which shall be assessed and taxed, and when patented, each patented mine shall be assessed at not less than five hundred dollars ($500) except where one hundred dollars ($100) in labor has been actually performed on such patented mine during the year, in addition to the tax upon the proceeds; shares of stock (except shares of stock in banking corporations), bonds, mortgages, notes, bank deposits, book accounts and credits, and securities and choses in action of like character are deemed to represent interest in property already assessed and taxed, either in Nevada or elsewhere, and shall be exempt. No inheritance or estate tax, or tax upon property devolving by will or inheritance, or income tax, shall ever be levied, and there shall also be excepted such property as may be exempted by law for municipal, educational, literary, scientific or other charitable purposes.

WHEREAS, Assembly Joint Resolution No. 6, then took the usual course of all bills and resolutions, and on the fifty-fifth day of the session, March 11, 1939, came up for third reading and final passage, and the Journal of the 39th

Session, page 317, shows that the following action was taken on said resolution:

Assembly Joint Resolution No. 6.

Amendment proposed by Mr. Kennett: Amend section 1 of Assembly Joint Resolution No. 6 by inserting after the word "the," in line 15, page 1 of the printed resolution, the word "net."

Mr. Kennett moved the adoption of the amendment to section 1.

Amendment adopted.

Further amend section 1 by striking out at the beginning of line 22, page 1 of the printed resolution, the words "or income tax."

Mr. Kennett moved the adoption of the amendment to section 1.

Amendment adopted.

Remarks by Messrs. Kennett and Smith.

Messrs. Springer, Cahill, and Brown moved the previous question.

Roll call on Assembly Joint Resolution No. 6: Yeas, 27; nays, 5; absent, 6; not voting, 2.

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

WHEREAS, Assembly Joint Resolution No. 6 was then transmitted to the Senate of the State of Nevada, where it was received on March 13, 1939, the fifty-seventh day of the session, and took the usual course of all bills and resolutions, and under suspension of the rules was taken up for third reading and final passage, and page 210 of the Journal of the Senate for the 39th Session shows that the following action was taken on Assembly Joint Resolution No. 6:

Resolution read third time.

Amendment proposed by Committee on Corporations: Amend section 1 of Assembly Joint Resolution No. 6, page 1, line 21 of the printed resolution, strike out the comma after the word "tax," being the first word in said line 21, and strike out the following: "or tax upon property devolving by will or inheritance."

Senator Miller moved the adoption of the amendment recommended by the committee.

Carried.

Resolution, as amended, passed by the following vote: Yeas, 9; nays, 6; absent, 1; not voting, 1.

WHEREAS, The Joint Resolution was then returned to the Assembly, and the Assembly Journal of March 14, being the fifty-eighth day of the session, on page 347, records that the Assembly concurred in the Senate amendments; and

WHEREAS, As the result of the amendments made in the Assembly, and made by the Senate and concurred in by the Assembly, the clause which originally read, beginning after the period in line 21, of the original printed resolution, "No inheritance or estate tax, or tax upon property devolving by will or inheritance, or income tax, shall ever be levied," was changed and amended so that as the resolution was finally adopted by the Assembly of the State of Nevada, the Senate concurring, the clause should read and in fact does read "No inheritance or estate tax shall ever be levied"; and

WHEREAS, In the closing hours of the session when many bills and resolutions were being enrolled, and new and untrained clerks were pressed into service to complete the enrollment of bills and resolutions prior to adjournment, by inadvertence, carelessness, or oversight, the clause as set forth hereinabove was incorrectly enrolled and made to read and now reads, "No inheritance or estate tax or income tax shall ever be levied," when the record of the Assembly plainly and clearly shows that the words "or income tax" had been stricken from the resolution in the Assembly prior to its transmittal to the Senate for action; and

WHEREAS, The engrossed copy of the resolution, which was transmitted to the Assembly of the 40th Session of the Assembly, together with the enrolled copy of the resolution No. 6, plainly shows that the amendments to the joint resolution, as recorded in the Journals of the Assembly and the Senate, were duly and regularly made, and the engrossed copy plainly shows that the words "or income tax" were stricken out; and

WHEREAS, It is plainly evident that there has been a clerical error made in the enrollment of Assembly Joint Resolution No. 6, of the 39th Session of the Nevada Legislature; and

WHEREAS, In order that Assembly Resolution No. 6 of the 39th Session may be properly considered by the 40th Session of the Nevada Legislature in the exact words in which it was duly and regularly adopted by the 39th Session of the Nevada Legislature, it is necessary that the enrolled resolutions be made to conform to the records of the Legislature of the 39th Session; and, therefore, be it

Resolved by the Assembly of the State of Nevada, the Senate concurring, That the Speaker of the Assembly and the Chief Clerk of the Assembly are hereby authorized, empowered, and ordered to correct the enrolled copy of Assembly Joint Resolution of the 39th Session, by deleting and striking out the words "or income tax" as found in the enrolled copy of Assembly Joint Resolution No. 6, so that the clause in the enrolled copy will read "no inheritance or estate tax shall ever be levied"; and, be it further

Resolved, That an enrolled copy of this Assembly Concurrent Resolution shall be attached to and shall become a part of Assembly Enrolled Resolution No. 6 of the 39th Session.

Assembly Joint Resolution No. 6 of the 39th Session, proposing an amendment to section 1 of article X of the Constitution of the State of Nevada.

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

SECTION 1. The Legislature shall provide by law for a uniform and equal rate of assessment and taxation, and shall prescribe such regulations as shall secure a just valuation for taxation of all property, real, personal and possessory, except mines and mining claims, when not patented, the proceeds alone of which shall be assessed and taxed, and when patented, each patented mine shall be assessed at not less than five hundred dollars ($500), except where one hundred dollars ($100) in labor has been actually performed on such patented mine during the year, in addition to the tax upon the net proceeds; shares of stock (except shares of stock in banking corporations), bonds, mortgages, notes, bank deposits, book accounts and credits, and securities and choses in action of like character are deemed to represent interest in property already assessed and taxed, either in Nevada or elsewhere, and shall be exempt. No inheritance or estate tax shall ever be levied, and there shall also be excepted such property as may be exempted by law for municipal, educational, literary, and scientific or other charitable purposes.

Remarks by Mr. Covington.

Mr. Loomis moved the adoption of the resolution and moved that it be attached to, and be made a part of Assembly Joint Resolution No. 6 of the 39th Session.

Remarks by Messrs. McCuistion and Covington.

Motion carried.

Remarks by Messrs. Loomis, Jones, and Giroux.

Roll call on Assembly Joint Resolution No. 6:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Whalen, and Mrs. Williams—37.

NAYS—Messrs. Donnelly and Trower—2.

Not voting—Mr. Speaker.

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

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Ways and Means has had Senate Bill No. 91 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 92, and reports favorably on the same, with the recommendation that it do pass, as amended.

Amend section 1 of Senate Bill No. 92 by striking all of lines 3 to 19, inclusive, on page 2 of the printed bill, substituting therefor the following: "Nevada, the sum of seven thousand dollars ($7,000) for the biennium ending June 30, 1943, to be expended as follows: For salaries, five thousand dollars ($5,000); for telephone and telegrams, eighty dollars ($80); for express, freight, and transfer, fifty-five dollars ($55); for postage, one hundred dollars ($100); for office and museum supplies, two hundred dollars ($200); for travel and subsistence, three hundred sixty-five dollars ($365); for equipment, books and museum relics, one thousand dollars ($1,000); for printing biennial volume and quarterly, eleven hundred dollars ($1,100); for revolving fund for incidental and miscellaneous purposes, one hundred dollars ($100).

Amend section 2 of Senate Bill No. 92 by striking all of the words and figures in line 25, page 2, section 2 of the printed bill, and substituting therefor the following: "seven thousand dollars ($7,000)."

C. D. BAKER, *Chairman.*

Mr. Speaker:

Your Committee on Social Welfare has had Senate Bill No. 45 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

DAVID E. GIROUX, *Chairman.*

Assembly Bill No. 278.

Mr. Thompson moved the adoption of the committee amendments to section 1.

Amendments adopted.

Remarks by Messrs. Thompson, Loomis, and Dalbey.

Mr. Thompson moved that Assembly Bill No. 278 be tabled.

Carried.

Assembly Bill No. 278 was laid on the table.

Assembly Bill No. 286.

Remarks by Mr. Jepson.

Roll call on Assembly Bill No. 286:

YEAS—Messrs. Alpers, Boak, Brown, Cooper, Dickerson, Donnelly, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Loomis, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—29.

NAYS—None.

Absent—Messrs. Baker, Brooks, Carlson, Covington, Dalbey, Dow, Lewis, Mack, McCuistion, and Smith—10.

Not voting—Mr. Speaker.

Assembly Bill No. 286 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 18.

Mr. Jones moved the adoption of the committee amendment to section 15.

Amendment adopted.

Remarks by Messrs. Jepson, Jones, and Loomis.

Roll call on Senate Bill No. 18:

YEAS—Messrs. Boak, Brown, Carlson, Cooper, Dickerson, Farndale, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Loomis, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—27.

NAYS—None.

Absent—Messrs. Baker, Brooks, Covington, Dalbey, Donnelly, Dow, Lewis, Mack, McCuistion, and Smith—10.

Not voting—Messrs. Alpers and Giroux, and Mr. Speaker—3.

Senate Bill No. 18 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Senate Bill No. 116.

Mr. Loomis moved the adoption of the amendments to section 1.

Amendments adopted.

Remarks by Mr. Loomis.

Roll call on Senate Bill No. 116:

YEAS—Messrs. Alpers, Boak, Brown, Carlson, Cooper, Dickerson, Donnelly, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Loomis, Mayes, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, Mrs. Williams, and Mr. Speaker—31.

NAYS—None.

Absent—Messrs. Baker, Brooks, Covington, Dalbey, Dow, Lewis, Mack, McCuistion, and Smith—9.

Senate Bill No. 116 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Senate Bill No. 99.

Remarks by Messrs. Loomis and Giroux.

Roll call on Senate Bill No. 99:

YEAS—Messrs. Alpers, Boak, Brown, Carlson, Cooper, Dickerson, Donnelly, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Loomis, Mayes, McElroy, McGuirk, Monroe, Munk, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—29.

NAYS—None.

Absent—Messrs. Baker, Brooks, Covington, Dalbey, Dow, Lewis, Mack, McCuistion, Phillips, and Smith—10.

Not voting—Mr. Speaker.

Senate Bill No. 99 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Speaker pro tem. in the Chair.

Assembly Bill No. 255.

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

Amendment adopted.

Remarks by Mr. Kleppe.

Roll call on Assembly Bill No. 255:

YEAS—Messrs. Alpers, Brown, Carlson, Cooper, Dickerson, Donnelly, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Loomis, Mayes, McElroy, McGuirk, Monroe, Munk, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—28.

NAYS—None.

Absent—Messrs. Baker, Brooks, Covington, Dalbey, Dow, Lewis, Mack, McCuistion, Phillips, Smith, and Mr. Speaker—11.
Not voting—Mr. Boak.

Assembly Bill No. 255 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Senate Joint Resolution No. 14.
Remarks by Mr. Tognoni.
Roll call on Senate Joint Resolution No. 14:

YEAS—Messrs. Alpers, Boak, Brown, Carlson, Cooper, Dickerson, Donnelly, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Loomis, Mayes, McElroy, McGuirk, Monroe, Munk, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—29.
NAYS—None.
Absent—Messrs. Baker, Brooks, Covington, Dalbey, Dow, Lewis, Mack, McCuistion, Phillips, Smith, and Mr. Speaker—11.

Senate Joint Resolution No. 14 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 107.
Remarks by Messrs. Tandy, Kleppe, and Tognoni.
Roll call on Senate Bill No. 107:

YEAS—Messrs. Boak, Cooper, Dickerson, Donnelly, Farndale, Kelly, Kispert, McElroy, McGuirk, Phillips, Robb, Tandy, and Whalen—13.
NAYS—Messrs. Brown, Carlson, Jepson, Kleppe, Monroe, Munk, Thompson, and Tognoni—8.
Absent—Messrs. Dow, Jones, McCuistion, and Mr. Speaker—4.
Not voting—Messrs. Alpers, Baker, Brooks, Covington, Dalbey, Giroux, Johnson, Lewis, Loomis, Mack, Mayes, Smith, Tavelle, Trower, and Mrs. Williams—15.

Senate Bill No. 107 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Mr. Tognoni gave notice that on the next legislative day he would move for the reconsideration of Senate Bill No. 107.

Senate Bill No. 76.
Mr. Brown moved the adoption of the committee amendment to section 1.
Amendment adopted.
Mr. Kispert moved the adoption of the committee amendment to section 4.
Amendment adopted.
Remarks by Mr. Brown.
Roll call on Senate Bill No. 76:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, and Mrs. Williams—37.
NAYS—None.
Absent—Messrs. Jones and Whalen, and Mr. Speaker—3.

Senate Bill No. 76 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Senate Bill No. 113.

Mr. Brown moved the adoption of the committee amendments to section 1.

Amendments adopted.

The Chief Clerk was authorized to make the necessary corrections in the committee amendments to section 1.

Remarks by Messrs. Tandy, Brown, Smith, Whalen, and Dow.

Mr. Dow moved that Senate Bill No. 113 be referred to Committee on Fish and Game.

Carried.

Mr. Speaker in the Chair.

By Committee on Ways and Means:

Assembly Bill No. 296—An Act supplemental to an Act entitled "An Act to provide for the erection and equipment of a gymnasium building at the University of Nevada; providing for the issuance and sale of bonds therefor and the redemption thereof," approved March 25, 1939, providing for an additional fund therefor, and other matters relating thereto.

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

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 296.

Remarks by Messrs. Jepson and Baker.

Roll call on Assembly Bill No. 296:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, Mrs. Williams, and Mr. Speaker—39.

NAYS—None.

Absent—Mr. Smith.

Assembly Bill No. 296 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 91.

Remarks by Mr. Baker.

Roll call on Senate Bill No. 91:

YEAS—Messrs. Baker, Boak, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—35.

NAYS—None.

Absent—Messrs. Alpers, Brooks, Loomis, and Smith—4.

Not voting—Mr. Speaker.

Senate Bill No. 91 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 92.

Mr. Dalbey moved the adoption of the committee amendments to sections 1 and 2.

Amendments adopted.

Roll call on Senate Bill No. 92:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Whalen, and Mrs. Williams—34.

NAYS—Messrs. Dickerson and Kelly—2.

Absent—Messrs. Loomis, Tognoni, and Trower—3.

Not voting—Mr. Speaker.

Senate Bill No. 92 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Remarks by Messrs. Dickerson and Dalbey.

Senate Bill No. 45.

Mr. Whalen moved that Senate Bill No. 45 be placed on the general file for the next legislative day.

Remarks by Messrs. Dow and Whalen.

Mr. Whalen withdrew his motion.

Roll call on Senate Bill No. 45:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Whalen, and Mrs. Williams—35.

NAYS—None.

Absent—Messrs. Loomis, Tognoni, and Trower—3.

Not voting—Mr. Baker and Mr. Speaker—2.

Senate Bill No. 45 having received a constitutional majority, Mr. Speaker declared it passed.

INTRODUCTION AND FIRST READING

By Committee on Ways and Means:

Assembly Bill No. 297—An Act to provide for the revising, compiling, annotating, and indexing the laws of the State of Nevada, digesting the Reports of the Supreme Court of Nevada, and to provide for the publishing thereof, and other matters properly connected therewith, and making an appropriation therefor.

Mr. McCuistion moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means and that the bill be not printed.

Mr. Jones moved that the Assembly adjourn until Wednesday, March 19, 1941, at 10 a. m.

Carried.

Assembly adjourned at 10 : 10 p. m.

Approved : WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE FIFTY-NINTH DAY

CARSON CITY (Wednesday), March 19, 1941.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Carlson, Dow, Kelly, McGuirk, Monroe, Munk, Smith, Tognoni, and Trower.

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

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

Carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to inform your honorable body that the Senate refused to recede from its amendments to Assembly Bill No. 73.

Also, to return to your honorable body Assembly Bill No. 84, which passed the Senate by the following vote: Yeas, 15; nays, 1; not voting, 1.

Also, Assembly Bill No. 237, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 275, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 263, which passed, as amended: Yeas, 17; nays, none.

Amend section 1 by inserting in line 6, page 2, after the word "appoint" the words "by and with the approval of the County Commissioners." Further amend section 1 by striking the word "of" on page 2, line 7, and inserting in lieu thereof the words "not to exceed." Amend section 2, page 3, line 12, by striking out after the word "and" the words "they also." Amend section 2 by adding after the word "elected" on page 3, line 13, the words "at the next general election," and in lines 13 and 14 strike the word "appointed." Amend section 3, page 3, line 21, by striking out after the word "after" in line 21 all the remainder of section 3 and insert in lieu thereof the words "its passage and approval."

Also, to present Senate Bill No. 48, which passed, as amended: Yeas, 17; nays, none.

Amend section 1 of Senate Bill No. 48 by adding a new paragraph to immediately follow after Route 81, page 13, as follows:

Route 82. Beginning at a point on Route 8a at a point approximately twelve miles north of its junction with Route 4, thence northeasterly via Belmont to Potts Ranch, thence via Antelope Valley to a connection with Route 2, approximately twenty miles west of Eureka.

Also, Senate Concurrent Resolution No. 6, which was this day adopted.

Also, to present Senate Bill No. 114, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 122, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 118, which passed, as amended: Yeas, 17; nays, none.

Amend section 1 of the printed Senate Bill No. 118 by adding after line 32, page 2, the following:

(b) All nonresident owners or operators of motor vehicles operating such vehicles on the public highways of this State as common motor carriers of persons and/or property, contract motor carriers of persons and/or property, or private motor carriers of property, as the same are now or may hereafter be defined in the laws of this State relating thereto, shall be governed by and

pay the fees required by the provisions of such laws with respect to the operation of such motor vehicles in any of such carrier services: *provided*, all such nonresident owners or operators of such motor vehicles may, upon compliance with the provisions of subparagraph "(a)" of this section, operate said motor vehicles upon the public highways of this State without obtaining the registration license and license plates and paying the fees required by the provisions of this Act upon the following conditions:

1. That each said motor vehicle shall be registered, licensed, and have attached thereto the license plates for the then current year, pursuant to the motor vehicle registration laws of the State or country wherein the owner of such motor vehicle resides or maintains his principal place of business, wherein said motor vehicle is registered for such year, and which said registration plates shall be displayed on said motor vehicle during all of the time operated in this State.

2. That the laws of the State or country of the said residence or principal place or business of the owner of such motor vehicle do not require the registration of the motor vehicles and payment of fees therefor from residents of this State engaging in like carrier services in the State or country of the residence or principal place of business of said nonresident owner wherein such motor vehicle is registered.

Also, Senate Bill No. 124, which passed, as amended: Yeas, 17; nays, none.

Amend sections 1 and 2 by striking out in line 19, page 2, the words and figures "twenty percent (20%)" and inserting in lieu thereof the words and figures "fifteen percent (15%)"; and in line 26, page 2, by striking out the words "and such other duties as may be assigned to them by said commission; in line 32, page 2, strike out the words and figures "twenty percent (20%)," and insert in lieu thereof the words and figures "fifteen percent (15%)."

Also, Senate Bill No. 117, which passed, as amended: Yeas, 17; nays, none.

Amend section 2 by adding after the comma following the word "franchise," page 4, line 17, the words "if any." Amend section 2 by striking the words "permits, licenses, or privileges," on page 4, line 18. Amend section 8 by striking after the word "franchise," page 4, line 19, the comma and the following words: "permits, licenses, or privileges." Amend section 2 by striking after the word "franchise," page 4, line 23 of the printed bill, the comma, and the words: "permits, licenses, or privileges." Strike the words "permits, licenses, or privileges," line 3, page 5 of said bill.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Cobb:

Senate Concurrent Resolution No. 6.

Mr. Whalen moved the adoption of the resolution.

Resolution adopted.

Mr. Brooks moved that the Speaker appoint a conference committee to meet with a like committee of the Senate on Assembly Bill No. 73.

Carried.

INTRODUCTION AND FIRST READING

Senate Bill No. 117.

Mr. Covington moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Taxation.

Senate Bill No. 124.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Roads and Highways.

Senate Bill No. 118.

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

Carried.

Senate Bill No. 114.

Mr. Jones moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to a Select Committee of Mineral County Delegation.

Senate Bill No. 122.

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

Carried.

Senate Bill No. 48.

Mr. Mayes moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Roads and Highways.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Jones moved that all bills reported out of committee this legislative day be placed on general file.

Carried.

Mr. Speaker appointed Messrs. Covington, Lewis, and Brooks as a conference committee to meet with a like committee from the Senate to consider Assembly Bill No. 73.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bill No. 297 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

C. D. BAKER, *Chairman.*

Mr. Speaker:

Your Committee on Fish and Game has had Senate Bill No. 113 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

Amend section 1 of Senate Bill No. 113 by striking out all of line 19, page 2, as it appears in the printed bill, and substituting the words "of one doe by each licensed hunter during the open season." Amend the amendment, line 19, page 2, by changing the comma back to a period.

AMOS H. DOW, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 297.

Remarks by Messrs. McCuistion, Jones, Giroux, Tavelle, Monroe, Boak, Loomis, and Whalen.

Roll call on Assembly Bill No. 297:

YEAS—Messrs. Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dickerson, Donnelly, Dow, Farndale, Jepson, Johnson, Jones, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—33.

NAYS—Mr. Tavelle.

Absent—Messrs. Dalbey and Kelly—2.

Not voting—Messrs. Alpers, Giroux, Tandy, and Mr. Speaker—4.

Assembly Bill No. 297 having received a constitutional majority, Mr. Speaker declared it passed.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. McCuistion moved that the rules be suspended on all bills passed by the Assembly for the remainder of the Legislature, and the bills be transmitted to the Senate immediately after passage.

Carried.

Mr. Farndale moved that Senate Bill No. 12 be raised from the table and placed on the Speaker's desk for action.

Remarks by Messrs. Whalen and McCuistion.

Motion lost.

The Speaker and Chief Clerk signed Senate Bills Nos. 88, 103, 61, 65, and 63.

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

Carried.

Assembly in recess at 10:46 a. m.

HOUSE IN SESSION

At 1 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Natural Resources has had Assembly Bill No. 292 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

R. F. ROBB, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Munk moved that the Assembly concur in the Senate amendments to Assembly Bill No. 263.

Carried.

Mr. Thompson moved that Senate Bill No. 109 be withdrawn from the Committee on Ways and Means and placed on the general file.

Remarks by Mr. Smith.

Mr. Thompson withdrew his motion.

Remarks by Mr. Johnson.

INTRODUCTION AND FIRST READING

Senate Bill No. 113.

Mr. Whalen moved the adoption of the committee amendment to section 1 by striking out lines 16, 17, 18, and 19, as amended in this Assembly, and insert in lieu thereof the following: "commission shall appoint a committee of one each, sportsmen, livestock, United States Forest Service, Game Management Division, Fish and Wild Life Service, and member of State Fish and Game Commission, whenever in their judgment it appears that protection to the ranges or water sheds of the various range areas may indicate, to authorize the taking of one doe by each licensed hunter during the open season. The commission shall appoint a proper personnel to carry out the provisions of this Act."

Remarks by Mr. Brown.

Amendment adopted.

Remarks by Messrs. Lewis, Monroe, Kispert, Tavelle, Whalen, and Brown.

Roll call on Senate Bill No. 113:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Dalbey, Donnelly, Farndale, Jepson, Johnson, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McGuirk, Munk, Phillips, Tandy, Tavelle, Thompson, Tognoni, Whalen, and Mrs. Williams—27.

NAYS—Messrs. McCuistion, McElroy, Monroe, Robb, Smith, and Trower—6.

Absent—Messrs. Covington, Dickerson, Dow, Jones, and Loomis—5.

Not voting—Mr. Giroux and Mr. Speaker—2.

Senate Bill No. 113 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Roads and Highways has had Senate Bills Nos. 48 and 148 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass. EARL MAYES, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 292.

Remarks by Messrs. Jepson, Whalen, McGuirk, Johnson, Baker, Boak, Loomis, and Brown.

Roll call on Assembly Bill No. 292:

YEAS—Messrs. Baker, Brooks, Brown, Carlson, Cooper, Covington, Dickerson, Donnelly, Farndale, Jones, Kelly, Kleppe, Lewis, Loomis, McElroy, McGuirk, Monroe, Robb, Thompson, Tognoni, and Whalen—21.

NAYS—Messrs. Alpers, Giroux, Jepson, Johnson, Kispert, Mack, Mayes, McCuistion, Munk, Phillips, Smith, Tandy, Tavelle, Trower, and Mrs. Williams—15.

Absent—Messrs. Dalbey and Dow—2.

Not voting—Mr. Boak and Mr. Speaker—2.

Assembly Bill No. 292 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 48.

Remarks by Mr. Mayes.

Roll call on Senate Bill No. 48:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Farndale, Giroux, Jepson, Johnson, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Tognoni, Trower, Whalen, and Mrs. Williams—34.

NAYS—None.

Absent—Messrs. Baker, Dow, Jones, Kelly, and Thompson—5.

Not voting—Mr. Speaker.

Senate Bill No. 48 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee of Mineral County Delegation has had Senate Bill No. 114 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

HAYES DONNELLY, *Chairman.*

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Carlson moved for the reconsideration of Assembly Bill No. 281, pursuant to notice given on the last legislative day.

Carried.

Mr. Tognoni moved for the reconsideration of Senate Bill No. 107 pursuant to notice given on the last legislative day.

Carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 118.

Remarks by Messrs. Mayes, Whalen, and Boak.

Roll call on Senate Bill No. 118:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Cooper, Covington, Dickerson, Donnelly, Farndale, Giroux, Jepson, Johnson, Kelly, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tavelle, Tognoni, Trower, Whalen, and Mrs. Williams—31.

NAYS—None.

Absent—Messrs. Carlson, Dalbey, Dow, Jones, Kispert, Loomis, and Thompson—7.

Not voting—Mr. Tandy and Mr. Speaker—2.

Senate Bill No. 118 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Senate Bill No. 114.

Remarks by Messrs. Donnelly and Boak.

Roll call on Senate Bill No. 114:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dickerson, Donnelly, Farndale, Giroux, Jepson, Johnson, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe,

Munk, Phillips, Robb, Smith, Tandy, Tavelle, Tognoni, Trower, and Mrs. Williams—34.

NAYS—None.

Absent—Messrs. Dalbey, Dow, Jones, Thompson, and Whalen—5.

Not voting—Mr. Speaker.

Senate Bill No. 114 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 281.

Remarks by Messrs. Tognoni, Loomis, and Brown.

Roll call on Assembly Bill No. 281:

YEAS—Messrs. Baker, Brooks, Carlson, Cooper, Covington, Dickerson, Donnelly, Giroux, Jepson, Jones, Kispert, Kleppe, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tognoni, Whalen, and Mrs. Williams—25.

NAYS—Messrs. Boak, Brown, Johnson, Kelly, Lewis, Loomis, Tavelle, and Trower—8.

Absent—Messrs. Alpers, Dalbey, Dow, and Thompson—4.

Not voting—Messrs. Farndale, Tandy, and Mr. Speaker—3.

Assembly Bill No. 281 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 107.

Mr. Tandy moved that Senate Bill No. 107 be placed on the general file for the next legislative day.

Remarks by Mr. Tognoni.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bill No. 227 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

Amend section 1 of Assembly Bill No. 227, page 1, lines 12 and 13, by inserting a period after the word "stenographer," line 12, and strike the words "whose salary shall be one hundred and fifty ($150) dollars per month," in line 13.

Section 2, page 1, line 15, insert a semicolon after the words "clerk-stenographer," line 16, page 1 of the printed bill, and strike the words "whose salary shall be one hundred and seventy-five ($175) dollars per month" in line 15, page 1. Line 1, page 2, insert a period after the word "stenographer." Lines 2, 3, and 4, page 2, strike the words "whose salary shall be fixed by the Attorney-General at not to exceed one hundred and fifty ($150) dollars per month." Section 3, insert a semicolon after the word "deputy," line 7, page 2, and strike the words "whose salary shall be two hundred and twenty-five ($225) per month." Insert a semicolon after the word "clerk" in line 8, page 2, and strike the words "whose salary shall be one hundred and seventy-five ($175) dollars per month." Insert a semicolon after the word "clerk," line 10, page 2, and strike the words "whose salary shall be one hundred and fifty ($150) dollars per month." Insert a semicolon after the word "clerk," line 12, page 2, and strike the words "whose salary shall be one hundred and fifty ($150) dollars per month. Insert a period after the word "typists," line 13, page 2, and strike the words "the salary of each of whom shall be as now fixed by chapter 201, Statutes of 1937."

Section 4, insert a semicolon after the word "clerk," line 16, page 2, and strike the words "whose salary shall be one hundred and seventy-five ($175) dollars per month." Insert a period after the word "stenographer," line 18,

page 2, and strike the words "whose salary shall be as now fixed by chapter 201, Statutes of 1937."

Section 5, insert a semicolon after the word "clerk," line 21, page 2, and strike the words "whose salary shall be one hundred and seventy-five ($175) dollars per month." Insert a period after the word "clerk," line 23, page 2, and strike the words "whose salary shall be as now fixed by chapter 201, Statutes of 1937."

Section 6, insert a semicolon after the word "department," line 27, page 2, and strike the words "whose salary shall be two hundred ($200) dollars per month." Insert a semicolon after the word "clerk," page 2, line 28, and strike the words "whose salary shall be one hundred and seventy-five ($175) dollars per month." Insert a period after the word "stenographers," line 30, page 2, and strike the words "the salaries of each of whom shall be as now fixed by chapter 201, Statutes of 1937."

Section 11, strike the figures "1942," line 15, page 3, and insert in lieu thereof the figures "1941."

C. D. BAKER, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 285 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

FRANDSEN LOOMIS, *Acting Chairman.*

MESSAGES FROM THE GOVERNOR

STATE OF NEVADA

EXECUTIVE CHAMBER

CARSON CITY, March 19, 1941.

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

GENTLEMEN: Herewith is returned to you, within the constitutional limit, and without my approval, Assembly Bill No. 38, introduced by Mr. Loomis on February 4, 1941, and entitled: "An Act to provide for the regulation of health and accident insurance policies, providing penalties for the violations thereof, and matters properly connected therewith and relating thereto."

A requirement of this law would be superfluous, as such policies would necessarily show upon their face the terms thereof, and if this measure were enacted into law any company writing such policies in Nevada would be obliged to put out a special policy for use in this State.

Respectfully,

E. P. CARVILLE,
Governor.

VETOED BILLS

Vetoed Assembly Bill No. 38.

Remarks by Mr. Loomis.

The question was put: "Shall the bill pass, notwithstanding the veto of the Governor."

The veto was sustained by the following vote:

YEAS—Mr. Cooper.

NAYS—Messrs. Baker, Boak, Brooks, Brown, Carlson, Covington, Dickerson, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—34.

Absent—Messrs. Alpers, Dalbey, and Dow—3.

Not voting—Mr. Donnelly and Mr. Speaker—2.

Mr. Tognoni moved for the reconsideration of Senate Bill No. 46 pursuant to notice given on the last legislative day.

Remarks by Messrs. Whalen and Lewis.

Motion carried.

The Speaker and Chief Clerk signed Assembly Bills Nos. 23, 45, 55, 116, 120, 176, 231, and 236, and Assembly Joint Resolution No. 7.

GENERAL FILE AND THIRD READING

Assembly Bill No. 227.

Mr. Baker moved that Assembly Bill No. 227 be placed on the general file for consideration the next legislative day.

Assembly Bill No. 285.

Mr. McCuistion moved that Assembly Bill No. 285 be tabled.

Carried.

Senate Bill No. 46.

Remarks by Mr. Tognoni.

Roll call on Senate Bill No. 46:

YEAS—Messrs. Carlson, Cooper, Covington, Dickerson, Donnelly, Farndale, Jepson, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—27.

NAYS—Messrs. Brown, and Johnson—2.

Absent—Messrs. Alpers, Dalbey, Dow, Jones, and Loomis—5.

Not voting—Messrs. Baker, Boak, Brooks, Giroux, Tavelle, and Mr. Speaker—6.

Senate Bill No. 46 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Jones moved that the Assembly recess at the call of the Chair.

Carried.

Assembly at ease at 2:39 p. m.

HOUSE IN SESSION

At 4 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 23, 45, 55, 116, 120, 176, 231, 236, and Assembly Joint Resolution No. 7 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

DENVER DICKERSON, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 27, which passed the Senate by the following vote: Yeas, 17; nays, none.

Also, Assembly Bill No. 58, which passed: Yeas, 15; nays, 2.

Also, Assembly Bill No. 178, which passed: Yeas, 16; nays, none; not voting, 1.

Also, Assembly Bill No. 233, which lost: Yeas, 6; nays, 11.

Also, Assembly Bill No. 240, which passed: Yeas, 16; nays, 1.

Also, Assembly Bill No. 244, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 252, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 265, which passed: Yeas, 17; nays, none.

Also, Assembly Joint Resolution No. 9, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 16, which passed, as amended: Yeas, 17; nays, none. Amend as follows: Section 1, line 4, page 1 of the printed bill, by striking the Assembly amendments which reduced the amount to $3,000, and insert in lieu thereof the figures $5,000.

Also, Assembly Bill No. 153, which passed, as amended: Yeas, 14; nays, 3. Amend as follows: Add a new section to follow line 9, page 4 of the printed bill, which shall be known as section 8, to read as follows: "SEC. 8. This Act shall not apply to apprentices duly recorded under the Nevada Apprenticeship Law of 1939, as provided by chapter 192 Statutes of Nevada 1939."

Also, Assembly Bill No. 152, which passed, as amended: Yeas, 17; nays, none. Amend as follows: Strike out all of Assembly amendments on pages 1 and 2 and leave the bill in original form.

Also, Assembly Concurrent Resolution No. 6, which was this day adopted.

Also, Senate Bill No. 89, which passed: Yeas, 16; nays, none; absent, 1.

Also, Senate Bill No. 104, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 125, which passed: Yeas, 16; nays, 1.

Also, Senate Bill No. 127, which passed: Yeas, 10; nays, 7.

Also, Senate Substitute for Senate Bill No. 68, which passed: Yeas, 17; nays, none.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Kispert moved that the Assembly do not concur in the Senate amendments to Assembly Bill No. 16.

Carried.

Mr. Farndale moved that the Assembly concur in the Senate amendments to Assembly Bill No. 153.

Carried.

Mr. Baker moved that the Assembly do not concur in the Senate amendments to Assembly Bill No. 152.

Remarks by Mr. Dow.

Motion carried.

INTRODUCTION AND FIRST READING

Senate Substitute for Senate Bill No. 68.

Mr. Mayes moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to a Select Committee of Lyon County Delegation.

Senate Bill No. 127.

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

Carried.

Senate Bill No. 125.

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

Carried.

Senate Bill No. 89.

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

Carried.

Senate Bill No. 104.

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

Carried.

By the Joint Committees of Taxation and Federal Relations:

Assembly Bill No. 298—An Act authorizing the State Treasurer of the State of Nevada to accept from the Government of the United States certain sums of money, approximating the sum of $300,000 annually, as provided by an Act of Congress of the United States, designated as "An Act authorizing the Secretary of the Interior to promulgate and put into effect charges for electrical energy generated at Boulder dam, providing for the application of revenues from said project, authorizing the operation of the Boulder power plant by the United States, directly or through agents and for other purposes," directing the State Treasurer of the State of Nevada, and other persons, as to the distribution thereof, and other matters properly relating thereto.

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

GENERAL FILE AND THIRD READING

Assembly Bill No. 298.

Remarks by Messrs. Covington, Tognoni, Dalbey, Loomis, Baker, and Jones.

Mr. Covington asked that these remarks be placed in the Journal.

Mr. Baker said the matter had been fairly dealt with.

Mr. Jones stated that they were being offered a just compromise. "I also call your attention to the fact that both Mr. Farndale and Mr. Kelly are members of the committee that brought in this bill."

Remarks by Messrs. Tavelle, Jepson, Boak, and Whalen.

Messrs. Dow, Carlson, and Dickerson moved the previous question.

Carried.

Roll call on Assembly Bill No. 298:

YEAS—Messrs. Baker, Brooks, Brown, Cooper, Covington, Dalbey, Dickerson, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Loomis, Mayes, Munk, Phillips, Thompson, Tognoni, Trower, Whalen, and Mr. Speaker—25.

NAYS—Messrs. Alpers, Boak, Carlson, Donnelly, Lewis, Mack, McCuistion, McElroy, McGuirk, Monroe, Robb, Smith, Tandy, Tavelle, and Mrs. Williams—15.

Assembly Bill No. 298 having received a constitutional majority, Mr. Speaker declared it passed.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Fish and Game has had Senate Bill No. 122 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

AMOS H. DOW, *Chairman.*

Mr. Speaker:

Your Committee on Roads and Highways has had Senate Bill No. 124 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

EARL MAYES, *Chairman.*

GENERAL FILE AND THIRD READING

Senate Bill No. 122.

Remarks by Mr. Brown.

Roll call on Senate Bill No. 122:

YEAS—Messrs. Alpers, Baker, Boak, Brown, Carlson, Cooper, Dalbey, Dickerson, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kispert, Kleppe, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Trower, Whalen, and Mrs. Williams—30.

NAYS—None.

Absent—Messrs. Brooks, Covington, Donnelly, Kelly, Lewis, Loomis, Tavelle, Thompson, and Tognoni—9.

Not voting—Mr. Speaker.

Senate Bill No. 122 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 124.

Remarks by Messrs. Mayes, Tognoni, and Boak.

Assembly in recess at 5:21 p. m.

HOUSE IN SESSION

At 5:30 p. m.

Mr. Speaker in the Chair.

Quorum present.

GENERAL FILE AND THIRD READING

Senate Bill No. 124.

Mr. Boak moved the adoption of the committee amendment to section 2 by inserting after the end of line 25 the following: "and such other duties as may be assigned to them by said commission."

Amendment adopted.

Roll call on Senate Bill No. 124:

YEAS—Messrs. Alpers, Baker, Boak, Brown, Carlson, Cooper, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Jones, Kelly, Kispert, Kleppe, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Robb, Tandy, Tognoni, Trower, and Mrs. Williams—30.

NAYS—Messrs. Smith, Tavelle, and Whalen—3.

Absent—Messrs. Brooks, Covington, Johnson, Lewis, Phillips, and Thompson—6.

Not voting—Mr. Speaker.

Senate Bill No. 124 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Whalen moved that Senate Bill No. 100 be withdrawn from the Committee on Ways and Means and placed on the Chief Clerk's desk.

Remarks by Messrs. Whalen, Kleppe, Jepson, and Dow.

Motion carried.

Mr. Jones moved the Assembly recess until 7:30 p. m.

Carried.

Assembly in recess at 5:40 p. m.

HOUSE IN SESSION

At 8 p. m.

Mr. Speaker in the Chair.

Quorum present.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly substitute for Assembly Bill No. 12, which passed by the following vote: Yeas, 17; nays, none.

Also, Assembly Bill No. 40, which passed: Yeas, 15; nays, none; absent, 2.

Also, Assembly Substitute for Assembly Bill No. 136, which passed: Yeas, 16; nays, none; absent, 1.

Also, Assembly Bill No. 165, which passed: Yeas, 14; nays, 3.

Also, Assembly Bill No. 173, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 181, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 238, which passed: Yeas, 16; nays, none; absent, 1.

Also, Assembly Bill No. 260, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 261, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 270, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 271, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 274, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 291, which passed: Yeas, 17; nays, none.

Also, to inform your honorable body that the Senate refuses to recede from their amendments to Assembly Bill No. 16, and has this day appointed a conference committee consisting of Senators Robbins, Cox, and Dressler to meet with a like committee of the Assembly.

Also, that the Senate refuses to concur in the Assembly amendments to Senate Bill No. 92, and a conference committee consisting of Senators Heidtman, Winters, and Wittenberg meet with a like committee of the Assembly.

Also, to inform you that the Senate refuses to concur in the Assembly amendments to Senate Bill No. 51, and has appointed a conference committee consisting of Senators Heidtman, Winters, and Wittenberg to meet with a like committee of the Assembly.

Also, to present Senate Bill No. 16, which passed, as amended: Yeas, 17; nays, none. Amend Senate Bill No. 16, section 1, page 1, lines 8 and 9 of the printed bill, by adding after the word "military," the words "or naval. Add after the word "military," page 1, line 11, the words "or naval." Add after the word "deputy," page 1, line 12, the following: "with the approval of the Board of County Commissioners." Add after the word "military," page 1, line 13, the words "or naval." Strike the period following the word "States," page 1, line 14, and insert in lieu thereof a semicolon and the following: "provided such appointment shall not extend beyond the term of office for which such officer was elected."

Also, Senate Bill No. 110, which passed: Yeas, 16; nays, none; not voting, 1.

Also, Senate Bill No. 126, which passed: Yeas, 15; nays, 1; absent, 1.

Also, Senate Bill No. 77, which passed, as amended: Yeas, 17; nays, none. Amend by inserting a comma following the word "State" where it first appears in line 9, page 1, and strike out the words "park reserves" in line 9, page 1, and insert in lieu thereof the word "monument."

Also, to return Assembly Bill No. 230, which passed, as amended: Yeas, 17; nays, none. Amend by inserting after the word "families" in line 17, page 2 of the printed bill, the following: "together with a person engaged" in interstate transportation by rail, motor, or airplane."

Also, Assembly Bill No. 43, which passed, as amended: Yeas, 12; nays, 4; absent, 1. Amend by striking out all of section 2, as amended, and make section 3 read section 2. Also, amend the title by striking out in lines 1 and 2 the words "and county employees."

WAITE BRUCE,
Secretary of the Senate.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Jepson moved that the Assembly concur in the Senate amendments to Assembly Bill No. 230.

Carried.

Mr. Giroux moved that Assembly Bill No. 43 be laid on the Chief Clerk's desk.

Carried.

Mr. Kispert moved that the Assembly refuse to recede from its action on Assembly Bill No. 16, and that the Speaker appoint a conference committee to meet with a like committee of the Senate.

Carried.

Mr. Speaker appointed Messrs. Covington, Loomis, and McCuistion as a conference committee.

Mr. Loomis moved that the Assembly refuse to recede from its action taken on Senate Bill No. 92, and that the Speaker appoint a conference committee to meet with a like committee of the Senate.

Carried.

Mr. Speaker appointed Messrs. Tavelle, Kleppe, and Mack as a conference committee.

Mr. Jones moved that the Assembly refuse to recede from its action taken on Senate Bill No. 51, and that Mr. Speaker appoint a conference committee to meet with a like committee of the Senate.

Carried.

INTRODUCTION AND FIRST READING

Senate Bill No. 110.

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

Senate Bill No. 77.

Mr. Jones moved that rules be suspended, reading so far had con-

sidered first reading, rules further suspended, bill read second time by title, and referred to Speaker's desk for reference.

Carried.

The bill was referred to Committee on Public Lands.

Senate Bill No. 126.

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

Carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 109.

Mr. Whalen moved that section 1 be amended by striking out after the word "of" the following: "thirty-eight thousand ($38,000)," and insert in lieu thereof "thirty thousand ($30,000)."

Amendment adopted.

Remarks by Messrs. Kleppe, Tognoni, Loomis, Kispert, and Jones.

Roll call on Senate Bill No. 109:

YEAS—Messrs. Alpers, Boak, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Loomis, Mayes, McElroy, McGuirk, Monroe, Munk, Robb, Tandy, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—30.

NAYS—None.

Absent—Messrs. Baker, Dow, and Phillips—3.

Not voting—Messrs. Brooks, Lewis, Mack, McCuistion, Smith, Tavelle, and Mr. Speaker—7.

Senate Bill No. 109 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Senate Bill No. 110.

Remarks by Mr. Dalbey.

Roll call on Senate Bill No. 110:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—36.

NAYS—None.

Absent—Messrs. Baker, Dow, and Phillips—3.

Not voting—Mr. Speaker.

Senate Bill No. 110 having received a constitutional majority, Mr. Speaker declared it passed.

INTRODUCTION AND FIRST READING

Senate Bill No. 16.

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

GENERAL FILE AND THIRD READING

Senate Bill No. 16.

Remarks by Messrs. Dickerson and Tognoni.

Mr. Dickerson moved that section 1 be amended by inserting after the word "military" in line 15, page 1 of the printed bill, the words "or naval."

Amendment adopted.

Remarks by Messrs. Whalen and Tognoni.

Mr. Dickerson moved that Senate Bill No. 16 be placed on the Speaker's desk.

Carried.

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

Carried.

Assembly at ease at 8:30 p. m.

HOUSE IN SESSION

At 9:30 p. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Jones moved that the Assembly adjourn until Thursday, March 20, 1941, at 10 a. m.

Carried.

Assembly adjourned at 9:31 p. m.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

THE SIXTIETH DAY

CARSON CITY (Thursday), March 20, 1941.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Dow, Jones, Kelly, McGuirk, Munk, Smith, Tognoni, and Whalen.

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

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

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Joint Committee on Taxation and Federal Relations has had Assembly Bill No. 276 under consideration, and begs leave to report favorably on the same, without recommendation.

H. L. COVINGTON, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to inform your honorable body that the Senate refused to recede in their amendment to Assembly Bill No. 152, and that the President appointed Senators Cox, Russell, and Kofoed to meet with a like committee of the Assembly.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

Mr. Farndale moved that the Speaker appoint a conference committee to meet with a like committee of the Senate on Assembly Bill No. 152.

Carried.

Mr. Speaker appointed Messrs. Farndale, Dalbey, and Brooks as a conference committee.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Elections has had Senate Bill No. 104 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Senate Bill No. 104, page 4, line 1, insert after the word "for" the words "not more than." Page 4, line 2, further amend section 1 by inserting after the word "for" the following "not more than."

O. D. JEPSON, *Chairman.*

GENERAL FILE AND THIRD READING

Senate Bill No. 107.

Remarks by Mr. Tandy.

Mr. Kleppe moved that Senate Bill No. 107 be indefinitely postponed.

Assembly Bill No. 227.

Mr. Baker moved that Assembly Bill No. 227 be laid on the table.

Carried.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Tandy moved that Assembly Bill No. 247 be taken from the table and placed on general file.

Remarks by Messrs. Tandy, Baker, and Brown.

Carried.

Mr. Cooper moved that Assembly Bill No. 277 be withdrawn from the Committee on Taxation, returned to the Chief Clerk's desk and placed on general file.

Motion lost.

Mr. Thompson moved that Assembly Bill No. 196 be withdrawn from the Committee on Ways and Means, returned to the Chief Clerk's desk, and placed on general file.

Motion lost.

Mr. Boak moved that Assembly Bill No. 201 be withdrawn from the Committee on Ways and Means, returned to the Chief Clerk's desk, and placed on general file.

Remarks by Mr. Brooks.

Motion lost.

GENERAL FILE AND THIRD READING

Assembly Bill No. 276.

Remarks by Messrs. Boak, Tognoni, Monroe, and Loomis.

Mr. Tognoni moved that Assembly Bill No. 276 be indefinitely postponed.

Carried.

Senate Bill No. 104.

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

Remarks by Messrs. Brooks, Monroe, and Boak.

Amendment adopted.

Mr. Boak moved the adoption of the committee amendment to section 2.

Amendment adopted.

Remarks by Mr. Jepson.

Roll call on Senate Bill No. 104:

YEAS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Tognoni, Trower, Whalen, and Mrs. Williams—36.

NAYS—None.

Absent—Messrs. Dalbey, Kispert, and Thompson—3.

Not voting—Mr. Speaker.

Senate Bill No. 104 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. Speaker and the Chief Clerk signed Assembly Bills Nos. 85, 96, 150, 199, 203, 202, 204, 194, 200, 205, and 206, and Assembly Concurrent Resolution No. 8.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Conference Committee on Senate Bill No. 51 has met with a similar committee from the Senate and is unable to agree.

H. C. HEIDTMAN,
Chairman Senate Committee.

DENVER DICKERSON,
Chairman Assembly Committee.

Mr. Dickerson moved that the report of the conference committee be adopted and that the Speaker appoint a free conference committee.

Carried.

Mr. Speaker appointed the following free conference committee: Messrs. Dickerson, Brooks, and Dow.

GENERAL FILE AND THIRD READING

Assembly Bill No. 247.

Proposed amendment by Mr. Tandy:

Amend Assembly Bill No. 247 by striking out everything after the enacting clause and inserting in lieu thereof the accompanying substitute amendment.

Substitute amendment for Assembly Bill No. 247:

SEC. 1. There is hereby created a commission to be known as the Nevada Aeronautics Commission, to consist of the Governor, the State Controller, and the Attorney-General.

SEC. 2. The Nevada Aeronautics Commission is hereby authorized to accept and receive for the State of Nevada, and the political subdivisions thereof, financial aid in the form of gifts, grants, and cooperative funds, or either of them, from the Government of the United States, and appropriations made by the State, or gifts, grants, and cooperative funds from the counties, municipalities, and other political subdivisions of the State for the construction, improvement, and maintenance of publicly-owned airports and landing fields in this State; *provided,* that the acceptance of such public financial aid is not mandatory.

The commission is hereby further authorized to accept donations of money, labor, and material to be expended or used upon the airports and landing fields in this State, as such points or places as may be designated by the donor.

The commission shall foster and encourage the construction and development of airports, landing fields, and other air navigation facilities, and shall promote and encourage the establishment of air carrier and feeder lines within and over the State, and the observance of the necessary safety rules and regulations; *provided further,* that the provisions of this Act shall not affect any airport or landing field now

existing within the State of Nevada unless such airport or landing field by its duly authorized managers desire to come within the provisions of this Act.

SEC. 3. All Acts or parts of Acts insofar as they are inconsistent with the provisions of this Act, are hereby repealed.

SEC. 4. This Act may be cited as "The State Aeronautics Act."

SEC. 5. This Act shall be in full force and effect from and after its passage and approval.

Mr. Tandy moved the adoption of the amendment to Assembly Bill No. 247.

Remarks by Messrs. Brooks, Tandy, and Baker.

Amendment adopted.

Remarks by Mr. Dickerson.

Roll call on Assembly Bill No. 247:

YEAS—Messrs. Alpers, Boak, Brown, Donnelly, Farndale, Jepson, Kleppe, Loomis, Mack, McElroy, Munk, Phillips, Robb, Smith, Tandy, Thompson, Tognoni, Whalen, and Mrs. Williams—19.

NAYS—Messrs. Baker, Carlson, Cooper, Dickerson, Dow, Giroux, Kelly, Lewis, McCuistion, McGuirk, Monroe, and Trower—12.

Absent—Messrs. Jones and Kispert—2.

Not voting—Messrs. Brooks, Covington, Dalbey, Johnson, Mayes, Tavelle, and Mr. Speaker—7.

Assembly Bill No. 247 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

REPORTS OF COMMITTEES

Mr. Speaker:

We your Committee on Conference appointed to serve with a like committee to consider the amendments to Senate Bill No. 92 begs leave to report that the committee has had Senate Bill No. 92 under consideration and has been unable to reach an agreement.

Respectfully submitted,

W. B. TAVELLE, H. C. HEIDTMAN,
DUANE E. MACK, IRA L. WINTERS,
E. J. KLEPPE, C. F. WITTENBERG,
Committee.

Mr. Tavelle moved that the report of the conference committee be adopted and that the Speaker appoint a free conference committee.

Carried.

Mr. Speaker appointed Messrs. Tavelle, Kleppe, and Mack.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Select Committee of Lyon County Delegation has had Senate Substitute for Senate Bill No. 68 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

EARL MAYES, *Chairman.*

GENERAL FILE AND THIRD READING

Senate Substitute for Assembly Bill No. 68.

Remarks by Mr. Mayes.

Roll call on Senate Substitute for Senate Bill No. 68:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, and Mrs. Williams—34.

NAYS—None.

Absent—Messrs. Baker, Dalbey, Loomis, Trower, and Whalen—5.

Not voting—Mr. Speaker.

Senate Substitute for Assembly Bill No. 68 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Jones moved that the Assembly recess subject to the call of the Chair.

Carried.

Assembly at ease at 10:55 a. m.

HOUSE IN SESSION

At 11:55 a. m.

Mr. Speaker in the Chair.

Quorum present.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 67, which passed the Senate, as amended, by the following vote: Yeas, 16; nays, none; absent, 1.

Also, Assembly Bill No. 280, which was declared an emergency measure under the Constitution, and passed by the following vote: Yeas, 16; nays, none; not voting, 1.

Also, Assembly Bill No. 281, which was declared an emergency measure and passed, as amended: Yeas, 15; nays, 1; absent, 1. Amend section 1, page 2, line 16, by striking the words and figures "745 Market Street, San Francisco, California," and inserting in lieu thereof "care Geo. Russell, Jr., Receiver of the Nevada Assets, Elko, Nevada."

Also, Assembly Bill No. 282, which was declared an emergency measure and passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 296, which was declared an emergency measure and passed: Yeas, 17; nays, none.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

Mr. Tognoni moved that the Assembly concur in the Senate amendments to Assembly Bill No. 281.

Carried.

Mr. Baker moved that the Assembly do not concur in the Senate amendments to Assembly Bill No. 67.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Public Lands has had Senate Bill No. 77 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

E. H. TROWER, *Chairman.*

Mr. Speaker:

Your Committee on Fish and Game has had Senate Bill No. 126 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Senate Bill No. 126 by striking after the word "districts," line 7, page 2 of the printed bill, the word and figure "No. 2." Amend title of Senate Bill No. 126 by adding at the beginning of line 1 the words "to amend an Act entitled 'An Act.'"

AMOS H. DOW, *Chairman.*

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Concurrent Resolution No. 8 with the engrossed copy, finds the same correctly enrolled, and has this day delivered the same to the office of Secretary of State.

Also, Assembly Bills Nos. 85, 96, 150, 194, 199, 200, 202, 203, 204, 205, and 206 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

DENVER DICKERSON, *Chairman.*

GENERAL FILE AND THIRD READING

Senate Bill No. 77.

Roll call on Senate Bill No. 77:

YEAS—Messrs. Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kleppe, Lewis, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Robb, Smith, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—31.

NAYS—None.

Absent—Messrs. Baker, Donnelly, Kispert, Mack, and Phillips—5.

Not voting—Messrs. Alpers, Loomis, Tandy, and Mr. Speaker—4.

Senate Bill No. 77 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 126.

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

Amendment adopted.

Remarks by Mr. Munk.

Roll call on Senate Bill No. 126:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Kelly, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McQuirk, Monroe, Munk, Phillips, Robb, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, and Mrs. Williams—35.

NAYS—None.

Absent—Messrs. Baker, Jones, Kispert, and Smith—4.

Not voting—Mr. Speaker.

Senate Bill No. 126 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Mr. Munk moved the adoption of the amendment to the title.

Title amendment adopted.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Judiciary has had Senate Bill No. 38 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

CLIFFORD A. JONES, *Chairman.*

GENERAL FILE AND THIRD READING

Senate Bill No. 38.

Remarks by Mr. Jones.

Roll call on Senate Bill No. 38:

YEAS—Messrs. Brooks, Brown, Carlson, Dickerson, Covington, Donnelly, Dow, Farndale, Jepson, Johnson, Jones, Kelly, Kleppe, Lewis, Loomis, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Tavelle, Thompson, Tognoni, Trower, and Mr. Speaker—28.

NAYS—Mr. Cooper.

Absent—Messrs. Baker, Dalbey, Kispert, Smith, and Mrs. Williams—5.

Not voting—Messrs. Alpers, Boak, Giroux, Mack, Tandy, and Whalen—6.

Senate Bill No. 38 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

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

Carried.

Assembly in recess at 12:12 p. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Quorum present.

There being no objections Mr. Speaker and the Chief Clerk signed Senate Bills Nos. 83 and 66, Senate Joint Resolution No. 13, Senate Bill No. 84, Senate Joint Resolution No. 12, Senate Bill No. 108, Senate Joint Resolution No. 14, Senate Bills Nos. 95, 91, 45, 111, 46, and 99, and Assembly Bills Nos. 55, 180, and Senate Concurrent Resolution No. 5.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Boak moved that Senate Bill No. 127 be withdrawn from the Committee on Taxation and returned to the Chief Clerk's desk and placed on general file.

Remarks by Mr. Monroe.

Motion lost.

Mr. Giroux moved that the Assembly concur in the Senate amendments to Assembly Bill No. 43.

Motion lost.

By Mr. Thompson:

Assembly Resolution No. 29, compensating certain attachés for service rendered in the Fortieth Session of the Nevada Legislature:

Resolved by the Assembly of the State of Nevada, That Frank Legarza and Bob Fletcher, pages of the Assembly in the Fortieth Session of the Nevada Legislature, for extraordinary services as such, be paid the sum of thirty ($30) dollars, and the Treasurer of the State of Nevada is directed to pay the same out of the Legislative Fund of the Fortieth Session of the Nevada Legislature.

Mr. Thompson moved the adoption of the resolution.

Resolution adopted.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Taxation has had Senate Bill No. 117 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. L. COVINGTON, *Chairman.*

GENERAL FILE AND THIRD READING

Senate Bill No. 117.

Remarks by Messrs. Covington, McCuistion, and Monroe.

Roll call on Senate Bill No. 117:

YEAS—Messrs. Brooks, Covington, Dalbey, Dickerson, Dow, Jepson, Kleppe, Mack, and Phillips—9.

NAYS—Messrs. Alpers, Boak, Brown, Carlson, Cooper, Donnelly, Farndale, Giroux, Kelly, Lewis, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Robb, Whalen, and Mrs. Williams—19.

Absent—Messrs. Kispert, Smith, Tognoni, and Trower—4.

Not voting—Messrs. Baker, Johnson, Jones, Loomis, Tandy, Tavelle, Thompson, and Mr. Speaker—8.

Senate Bill No. 117 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 67, and to inform you that the Senate refuses to recede from their amendments, and has thus appointed a conference committee consisting of Senators Dressler, Heidtman, and Wittenberg to meet with a like committee of the Assembly.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

The Speaker appointed Messrs. Covington, Dalbey, and Smith as a conference committee on Assembly Bill No. 67 to serve with a like committee from the Senate.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Judiciary has had Senate Bill No. 96 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

CLIFFORD A. JONES, *Chairman.*

GENERAL FILE AND THIRD READING

Senate Bill No. 96.

Mr. Jones moved that section 1 be amended by striking out on page 2, line 15, the words "or an incompetent person," and strike out in line 18, page 2, the words "or incompetency."

Amendment adopted.

Remarks by Messrs. Loomis and Monroe.

Roll call on Senate Bill No. 96:

YEAS—Messrs. Boak, Brooks, Carlson, Cooper, Dickerson, Farndale, Jones, Kelly, Kispert, Loomis, Phillips, and Whalen—12.

NAYS—Messrs. Alpers, Brown, Donnelly, Dow, Giroux, Jepson, Johnson,

Kleppe, Lewis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Robb, Tavelle, and Trower—19.

Absent—Messrs. Covington, Dalbey, Smith, and Tognoni—4.

Not voting — Messrs. Baker, Tandy, Thompson, Mrs. Willliams, and Mr. Speaker—5.

Senate Bill No. 96 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 5 and 180 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

DENVER DICKERSON, *Chairman.*

Mr. Jones moved that the Assembly recess subject to the call of the Chair.

Carried.

Assembly at ease at 2:47 p. m.

HOUSE IN SESSION

At 4:35 p. m.

Mr. Speaker in the Chair.

Quorum present.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Concurrent Resolution No. 9, which was adopted by the Senate.

Also, Assembly Joint Resolution No. 6 of the 39th Session, which passed the Senate by the following vote: Yeas, 12; nays, 4; not voting, 1.

Also, to present Assembly Bill No. 286, which passed: Yeas, 16; nays, none; absent, 1.

Also, Assembly Bill No. 219, which passed: Yeas, 12; nays, 5.

Also, Assembly Bill No. 82, which passed: Yeas, 15; nays, 1; absent, 1.

Also, to inform you that the Senate refuses to concur in the Assembly amendments to Senate Bill No. 116.

Also, that the President appointed a free conference committee consisting of Senators Lattin, Russell, and Wadsworth to confer with a like committee of the Assembly on Assembly Bill No. 73.

Also, that the President appointed Senators Heidtman, Winters, and Wittenberg as a free conference committee on Senate Bill No. 51.

Also, that the President appointed a free conference committee consisting of Senators Heidtman, Winters, and Wittenberg to confer with a like committee of the Assembly on Senate Bill No. 92.

Also, to return Assembly Bill No. 279, which passed, as amended: Yeas, 16; nays, none; absent, 1. Amend as follows: Strike all of section 4, page 2, lines 12 and 13, and insert in lieu thereof the following: "SEC. 4. This Act shall be in full force and effect from and after January 1, 1942."

Also, Assembly Bill No. 114, which passed, as amended: Yeas, 17; nays, none. Amend as follows: Section 1, page 1, line 5, strike the words "of not less than twenty-five hundred ($2,500) dollars per annum and not more than." Strike out all of section 2 and insert in lieu thereof the following: "SEC. 2. This Act shall be in full force and effect from and after July 1, 1941."

Also, Assembly Bill No. 177, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 179, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 46, which passed, as amended: Yeas, 12; nays, 5. Amend section 1 by striking in line 3, page 1, the word "or" and insert in lieu thereof the word "and."

Also, Assembly Bill No. 235, which passed, as amended: Yeas, 13; nays, 3; absent, 1. Amend section 1 by striking out after the word "of" on page 1, line 12, the words and figures "ten thousand ($10,000) dollars," and insert in lieu thereof the words and figures "thirteen thousand six hundred ($13,600) dollars."

Also, Assembly Bill No. 133, which passed, as amended: Yeas, 17; nays, none. Amend section 1 by striking therefrom the Assembly amendment thereto added after the word "State" in line 2, page 1 of the printed bill, and by adding in lieu thereof the following: "wherein there were cast not more than 7,500 nor less than 6,500 or not more than 5,000 or less than 4,500 votes for Representative in Congress at the last general election." Further amend said Assembly Bill No. 133 by adding after the word "percentage," line 2, page 1 of the printed bill, the words "of qualified voters." Strike out all of section 5, then renumber section 6 to read section 5.

Also, to present Senate Bill No. 13, on which the Senate rescinded its vote and adopted the amendment offered, and passed the bill by the following vote: Yeas, 17; nays, none. Amend as follows:

Amend title of Senate Bill No. 13, line 1 of said title, by inserting after the word "amend" the following: "the title of, and to amend." Insert after the word "minimum," in line 13 of the title, the words "and maximum."

Amend by striking out all of section 1 after the figure 1, line 1, and insert in lieu thereof the following: "The title of the above-entitled Act is hereby amended to read as follows: "An Act to amend the title of and to amend an Act entitled 'An Act relating to and providing for the general welfare of the State of Nevada and of the people thereof by providing for compulsory old-age assistance to needy aged persons in this State, as defined and provided for in this Act; defining certain terms; designating the single State agency of this State to supervise the administration thereof, and defining the authority and duties thereof; providing for cooperation with the government of the United States in furnishing such pensions or assistance pursuant to the provisions of the so-called Social Security Act of Congress, approved August 14, 1935; designating the boards, and other agencies, authorized to administer and supervise the administration of such assistance, and defining the authority and duties thereof; defining the minimum and maximum amount of such need and assistance to each such needy aged person and the qualifications for eligibility therefor; authorizing the making and promulgation of rules and regulations relating to the administration of this Act; providing for the establishment of certain State and county funds and regulating the expenditures therefrom; providing penalties for the violation of the provisions of this Act; repealing a certain Act and all other Acts and parts of Acts of this State in conflict herewith; and other matters relating thereto,' approved March 15, 1937."

Further amend Senate Bill No. 13 by changing the number of section 1 as it appears in said bill to read section 2, and include all matter under section 1 of the printed bill under section 2, and all subsequent sections to be renumbered to conform.

Change section 2 to read section 3, and all sections renumbered to correspond.

Further amend Senate Bill No. 13 by adding a section thereto to be designated as section 5, which said section shall read as follows: "SEC. 5. This Act shall become effective from and after July 1, 1941."

F. BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS, AND NOTICES

Mr. Speaker appointed the same conference committees now on Senate Bills Nos. 116 and 51 as free conference committees to meet with a like committee of the Senate.

Mr. Loomis moved that the Assembly recede from its action taken on Senate Bill No. 116.

Carried.

Mr. Loomis moved that the Assembly concur in the Senate amendments to section 1 of Assembly Bill No. 114.

Carried.

Mr. Loomis moved that the Assembly concur in the Senate amendments to section 2 of Assembly Bill No. 114.

Carried.

Mr. Dalbey moved that the Assembly concur in the Senate amendments to Assembly Bill No. 46.

Carried.

Mr. Giroux moved that the Assembly concur in the Senate amendments to Assembly Bill No. 235.

Carried.

Mr. McElroy moved that the Assembly concur in the Senate amendments to Assembly Bill No. 133.

Carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 13.

Remarks by Mr. Loomis.

Roll call on Senate Bill No. 13:

YEAS—Messrs. Alpers, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Robb, Tandy, Tognoni, Trower, Whalen, and Mrs. Williams—33.

NAYS—None.

Absent—Messrs. Baker, Jones, Phillips, Smith, Tavelle, and Mrs. Thompson—6.

Not voting—Mr. Speaker.

Senate Bill No. 13 having received a constitutional majority, Mr. Speaker declared it passed.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 129, which passed the Senate by the following vote: Yeas, 16; nays, none; absent, 1.

Also, Senate Bill No. 130, which passed: Yeas, 16; nays, none; absent, 1.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

Senate Bill No. 129.

Mr. Smith moved that Senate Bill No. 129 be indefinitely postponed.

Remarks by Mr. Dickerson.

Carried.

Senate Bill No. 130.

On motion of Mr. Monroe, duly seconded, all rules were suspended,

reading so far had considered first reading, rules further suspended, bill considered engrossed, declared an emergency measure under the Constitution, and placed on third reading and final passage.

GENERAL FILE AND THIRD READING

Senate Bill No. 130.

Roll call on Senate Bill No. 130:

YEAS—Messrs. Alpers, Boak, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Dow, Farndale, Giroux, Jepson, Johnson, Jones, Kelly, Kispert, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Robb, Smith, Tandy, Tavelle, Tognoni, Trower, and Mrs. Williams—34.

NAYS—None.

Absent—Messrs. Baker, Brooks, Phillips, Thompson, and Whalen—5.

Not voting—Mr. Speaker.

Senate Bill No. 130 having received a constitutional majority, Mr. Speaker declared it passed.

REPORTS OF COMMITTEES

To the Honorable Senate and Assembly of the State of Nevada:

We your Committee on Free Conference to whom was referred Senate Bill No. 92 have had the same under consideration, and beg leave to report the same with amendments thereto, with the recommendation that the amendments be adopted, and that the bill do pass as amended.

Amend section 1 of Senate Bill No. 92, page 2, line 3, by striking out after the word "of," line 3, page 2 of the printed bill, all of the remainder of section 1 and insert in lieu thereof the following: "eight thousand dollars ($8,000) for the biennium ending June 30, 1943."

On page 2, line 25, strike out after the word "exceed" the words and figures: "thirteen thousand dollars ($13,000)," and insert in lieu thereof the words and figures "eight thousand dollars ($8,000)."

H. C. HEIDTMAN, W. B. TAVELLE,
C. F. WITTENBERG, DUANE E. MACK,
IRA L. WINTERS, E. P. KLEPPE.

Mr. President and Mr. Speaker:

Your Free Conference Committee has had Assembly Bill No. 73 under consideration, and begs leave to report the following agreement has been reached: On page 1, line 3, strike out the words and figures "twenty thousand dollars ($20,000)," and add in lieu thereof the words and figures "seventeen thousand five hundred dollars ($17,500)."

H. L. COVINGTON, RALPH LATTIN,
ERNEST BROOKS, CHARLES H. RUSSELL,
T. E. LEWIS, JAS. A. WADSWORTH.

Mr. President and Mr. Speaker:

Your Free Conference Committee on Senate Bill No. 51 has agreed to recommend the fixing of the appropriation contained in line 3 of the printed bill at "eight thousand dollars ($8,000)."

DENVER DICKERSON, H. C. HEIDTMAN,
ERNEST BROOKS, C. F. WITTENBERG,
AMOS H. DOW, IRA L. WINTERS.

Mr. President and Mr. Speaker:

Your Free Conference Committee has had Assembly Bill No. 152 under con-

sideration, and begs leave to report that the bill be passed in its original form, as printed, without amendments.

JAMES FARNDALE, WALTER COX,
ALLAN K. DALBEY, CHARLES H. RUSSELL,
ERNEST BROOKS, LESLIE S. KOFOED.

Mr. Tavelle moved that the Assembly adopt the report of the Free Conference Committee on Senate Bill No. 92, and adopt the amendments recommended in the report.

Carried.

Mr. Covington moved the Assembly adopt the report of the Free Conference Committee on Assembly Bill No. 73 and adopt the amendments recommended in the report.

Carried.

Mr. Dickerson moved the Assembly adopt the report of the Free Conference Committee on Senate Bill No. 51, and adopt the amendments recommended in the report.

Carried.

Mr. Whalen moved the Assembly adopt the report of the Free Conference Committee and adopt the amendments recommended in the report.

Carried.

MOTIONS, RESOLUTIONS, AND NOTICES

By Committee on Contingent Expenses:

Assembly Resolution No. 30:

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

Morrill and Machabee, Inc.	$21.95
A. Carlisle & Co.	31.20
Armanko Office Supply Co.	6.25
Underwood Elliot Fisher Co.	80.00
Harry's Business Machines, Inc.	93.00
	$232.40

Mr. Lewis moved the adoption of the resolution.

Resolution adopted.

Mr. Jones moved that the Assembly recess subject to the call of the Chair.

Carried.

Assembly at ease at 5:18 p. m.

HOUSE IN SESSION

At 7:30 p. m.

Mr. Speaker in the Chair.

Quorum present.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 269, which passed the Senate, as amended, by the following vote: Yeas, 17; nays, none. Amend as follows: Section 1, page 1, line 2, strike out after the word "there" the word "were," and insert in lieu thereof the word "are." Further amend by striking out in line 2 the word "the" and insert in lieu thereof the word "a." Further amend by striking out all of lines 3 and 4 down to and including the word "Congressman," and insert in lieu thereof the following: "not less than one thousand, six hundred twenty-five (1,625) nor more than one thousand, seven hundred fifty (1,750) votes."

F. BUCKINGHAM,
Assistant Secretary of the Senate.

REPORTS OF COMMITTEES

To the Honorable Senate and Assembly:

Your Conference Committee has had under consideration Assembly Bill No. 67, and have agreed to the bill as passed by the Assembly, save and except in the following particulars, and recommend that the bill be adopted with the following amendments to the bill as passed by the Assembly.

Page 2, line 25—For the support of the office of Attorney-General, $35,315.00.
Page 2, line 32—Salary of stenographer, $3,315.00.
Page 3, line 3—Incidentals, including court costs, $2,000.00.
Page 4, line 21—and ex officio land register, $17,700.00.
Page 4, line 24—Salary of Deputy Surveyor General, $5,400.00.
Page 6, line 25—tion civilian rifle practice, $9,900.00.
Page 6, line 29—General support, $5,600.00.
Page 7, line 17—For the support of the Public Service Commission, $39,100.00.
Page 7, line 27—Equipment, $2,500.00.
Page 8, line 8—For the support of the Nevada State Police, $18,900.00.
Page 8, line 11—Salary of inspector, $4,800.00.
Page 8, line 12—Salary of sergeant and extra help, $5,400.00.
Page 8, line 13—Supplies and expenses, $1,500.00.
Page 9, line 25—For the support of the State Library, $20,400.00.
Page 9, line 30—Traveling expenses, $100.00.
Page 12, line 17—The Department of Education, $19,200.00.
Page 12, line 24—Equipment, $2,250.00.
Page 14, line 33—direction of the State Quarantine Officer, $8,000.00.
Page 15, line 2—Salary of employees, $5,135.00.
Page 15, line 3—Traveling expenses, $2,285.000.
Page 15, line 4—Office and general supplies, expenses, $480.00.
Page 15, line 5—Equipment, $100.00.
Page 15, line 8—cultural seed by State Quarantine Officer, $4,000.00.
Page 15, line 11—Traveling expenses, $725.00.
Page 18, line 18—not otherwise classified, $52,650.00.
Page 18, line 24—State advertising, $7,200.00.

H. L. COVINGTON, W. F. DRESSLER,
BERTON SMITH, H. C. HEIDTMAN.
ALLAN K. DALBEY,

Mr. Covington moved that the Assembly concur in the Senate amendments to Assembly Bill No. 269.

Carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 67, and beg leave to report that the Senate has this day accepted the report and the amendments of the conference committee.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

Mr. Covington moved that the Assembly adopt the report of the Conference Committee and that the amendments recommended be adopted.

Carried.

Mr. Jones moved that the Assembly resolve itself into a Committee of the Whole House with Mr. Speaker in the Chair.

Carried.

COMMITTEE OF THE WHOLE

At 7:48 p. m.

Mr. Speaker in the Chair.

On behalf of the Assembly Mr. Dickerson presented the Speaker an appropriate gift with well-chosen remarks. The Speaker expressed his grateful appreciation.

Mr. Monroe presented the Speaker pro tem. with a gift from the Assembly.

Mr. Brooks also presented Mr. Tandy, the Republican floor leader, with a remembrance, and Mr. Loomis presented an appropriate gift to Mr. Jones, the Democratic floor leader.

Mr. Jones moved that the committee arise.

HOUSE IN SESSION

At 9:12 p. m.

Mr. Speaker in the Chair.

Quorum present.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to inform your honorable body that Assembly Bill No. 78 was indefinitely postponed by the following vote: Yeas, 8; nays, 7; not voting, 2.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

There being no objections, Mr. Speaker and the Chief Clerk signed Senate Bills Nos. 114, 37, 124, 48, 50, 109, 118, and 122.

HOUSE IN SESSION

At 9:55 p. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Speaker appointed a new conference committee on Assembly Bill No. 16, composed of Messrs. Cashill, Loomis, and Jones.

Mr. Speaker pro tem. in the Chair.

REPORTS OF COMMITTEES

Mr. President and Mr. Speaker:

Your Conference Committee on Assembly Bill No. 16 has had said bill under consideration, and begs leave to submit the following recommendation:

That the Assembly concur in the Senate amendment to said bill.

WALTER COX,
JOHN E. ROBBINS,
W. F. DRESSLER,
WM. J. CASHILL,
FRANDSEN LOOMIS,
CLIFFORD A. JONES.

Mr. Cashill moved that the Assembly recede from its action on Assembly Bill No. 16, and concur in the Senate amendments.

Remarks by Messrs. Dalbey, Monroe, and Whalen.

Messrs. Dickerson, Kelly, and Robb moved the previous question.

Motion lost.

Remarks by Messrs. Tognoni, Dickerson, Baker, and Kispert.

Messrs. Cashill, Baker, and Brooks moved the previous question.

Carried.

Messrs. Smith, Covington, and Tognoni moved the roll call.

Roll call on motion to recede and concur with the Senate amendments to Assembly Bill No. 16:

YEAS—Messrs. Dickerson, Donnelly, Farndale, Jepson, Johnson, Loomis, McCuistion, McElroy, Monroe, Robb, Tavelle, Trower, Whalen, and Mrs. Williams—14.

NAYS—Messrs. Alpers, Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dow, Giroux, Jones, Kelly, Kispert, Kleppe, Lewis, Mack, Mayes, McGuirk, Munk, Smith, Thompson, and Tognoni—23.

Absent—Mr. Phillips.

Not voting—Mr. Tandy and Mr. Speaker—2.

The motion was lost.

Mr. Speaker in the Chair.

There being no objections Mr. Speaker and the Chief Clerk signed Senate Bills Nos. 20, 31, and 110.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Substitute for Assembly Bill No. 47, which passed by the following vote: Yeas, 10; nays, 7.

Also, Assembly Bill No. 128, which passed, as amended: Yeas, 16; nays, none; absent, 1. Amend section 1, page 1, line 9, by striking out after the word "proper" in line 9 the following: "*provided*, that the board shall appoint a suitable and competent person to fill such vacancy for the period thereof, and shall fix the salary of such appointee," and insert in lieu thereof the following: "*provided*, the Board of County Commissioners shall appoint a suitable and competent person to fill such vacancy, on the recommendation of the said county officer, for the period thereof; the deputy so appointed shall receive such compensation as may be allowed by law to the county officer in whose place the said deputy shall have been appointed.

Also, to inform your honorable body that the Senate refuses to concur in the Assembly amendments to Senate Bill No. 113, and has appointed a conference committee consisting of Senators Getchell, Grant, and Kofoed.

Also, Assembly Bill No. 102, which passed: Yeas: 17; nays, none.

Also, Assembly Bill No. 117, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 140, which passed: Yeas, 16; nays, none; absent, 1.

Also, Assembly Bill No. 172, which passed, as amended: Yeas, 15; nays, 1; not voting, 1. Amend by striking all of section 11, page 10.

Also, Assembly Bill No. 251, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 255, which passed, as amended. Amend section 1, line 13, page 1, after the word "equipment," strike the words "all public roads, highways."

Also, Assembly Bill No. 259, which passed, as amended: Yeas, 15; nays, 2. Amend by striking in lines 1 and 2, page 3, after the word "the," the words "State Highway Engineer," and insert "Secretary of State, who is the executive officer of the Motor Vehicle Department."

Strike in line 3 after the word "the," the words "State Highway," and insert the words "motor vehicle." Strike in line 10, page 9, section 8, after the word "the," the words "Highway Engineer," and insert in lieu thereof the words "Secretary of State."

Also, Assembly Joint Resolution No. 10, which passed: Yeas, 17; nays, none.

Also, that the President appointed Senators Lattin, Russell, and Tallman on a conference committee to meet with a like committee of the Assembly on Assembly Bill No. 43.

Also, Assembly Bill No. 298, which passed, as amended: Yeas, 9; nays, 8. Amend section 1 by striking out the words "Act of Congress," in line 1, and insert in lieu thereof the words "Boulder Canyon Project Adjustment Act." Amend the title by inserting after the word "purposes," line 10 of the title, the following: "approved July 19, 1940, and known and cited as Boulder Canyon Project Adjustment Act."

F. BUCKINGHAM,
Assistant Secretary of the Senate.

Mr. Tognoni moved the Assembly concur in the Senate amendments to Assembly Bill No. 128.

Mr. Speaker appointed the following conference committee: Messrs. Dow, Monroe, and Brown.

Mr. Brooks moved that the Assembly concur in the Senate amendments to Assembly Bill No. 172.

Carried.

Mr. Kispert moved that the Assembly concur in the Senate amendments to Assembly Bill No. 255.

Carried.

Mr. Whalen moved that the Assembly do not concur in the Senate amendments to Assembly Bill No. 259.

Remarks by Messrs. Loomis and Whalen.

Motion carried.

Mr. Speaker appointed the following conference committee on Assembly Bill No. 43: Messrs. Giroux, Monroe, and Kleppe.

Mr. Jones moved that the Assembly concur in the Senate amendments to Assembly Bill No. 298.

Carried.

Assembly in recess.

HOUSE IN SESSION

Mr. Speaker in the Chair.

Quorum present.

There being no objection, Mr. Speaker and the Chief Clerk signed Assembly Bills Nos. 27, 58, 84, 153, 178, 237, 240, 244, 252, 263, 265, 275, Assembly Joint Resolution No. 9, and Assembly Concurrent Resolution No. 6.

REPORTS OF COMMITTEES

Mr. President and Mr. Speaker:

Your Conference Committee has had Assembly Bill No. 43 under consideration, and begs leave to report that your committee recommends as follows: That the Senate recede from its amendment to Assembly Bill No. 43.

WARREN L. MONROE, A. V. TALLMAN,
DAVID E. GIROUX, CHARLES H. RUSSELL,
E. J. KLEPPE, RALPH LATTIN.

Mr. Giroux moved that the Assembly adopt the report of the Conference Committee on Assembly Bill No. 43.

Carried.

There being no objections, Mr. Speaker and the Chief Clerk signed Senate Bills Nos. 87, 76, 18, 104, 130, and Senate Substitute for Senate Bill No. 68.

INTRODUCTION AND FIRST READING

By Committee on Ways and Means:

Assembly Bill No. 299—An Act to fix the State tax levy for the years 1941 and 1942, and to distribute the said levy to the proper funds.

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

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 299.

Roll call on Assembly Bill No. 299:

YEAS—Messrs. Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Dalbey, Dickerson, Donnelly, Giroux, Jepson, Jones, Kelly, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Tognoni, Trower, Whalen, Mrs. Williams, and Mr. Speaker—35.

NAYS—None.

Absent—Messrs. Alpers, Dow, Farndale, Johnson, and Kispert—5.

Assembly Bill No. 299 having received a constitutional majority, Mr. Speaker declared it passed.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bills Nos. 16 and 259, and to inform you that the Senate receded in their amendments.

Also, to inform you that the Senate concurred in the Assembly amendments to Senate Bills Nos. 38 and 126.

Also, to return Assembly Bill No. 74, which passed: Yeas, 14; nays, 3.

Also, to present Senate Bill No. 115, which this day passed: Yeas, 16; nays, 1.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

Mr. Speaker announced that in accordance with the provisions of Assembly Concurrent Resolution No. 9, Mr. Speaker and the Chief Clerk had corrected Assembly Joint Resolution No. 6 of the Thirty-ninth Session, and have certified to the same as follows:

State of Nevada, }
County of Ormsby } ss.

This is to certify that in accordance with Assembly Concurrent Resolution No. 9 of the Fortieth Session of the Nevada State Legislature, directing, empowering, and ordering the Speaker of the Assembly and Chief Clerk of the Assembly to correct the enrolled copy of Assembly Joint Resolution No. 6 of the Thirty-ninth Session by deleting and striking out the words "or income tax" as found in the

enrolled copy of said resolution, we have this day caused to be drawn through and have drawn through the words "or income tax" as found in the enrolled copy of said Assembly Joint Resolution No. 6 two red lines striking out the words designated, in accordance with the provisions of said Assembly Concurrent Resolution No. 9.

This certification is attached to Assembly Concurrent Resolution No. 9 of the Fortieth Session and Assembly Joint Resolution No. 6 of the Thirty-ninth Session to indicate that the provisions of the concurrent resolutions have been carried out.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

INTRODUCTION AND FIRST READING

Senate Bill No. 115.

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

GENERAL FILE AND THIRD READING

Senate Bill No. 115.

Roll call on Senate Bill No. 115:

YEAS—Messrs. Baker, Boak, Brooks, Brown, Carlson, Cooper, Covington, Donnelly, Giroux, Jepson, Jones, Kleppe, Lewis, Loomis, Mack, Mayes, McCuistion, McElroy, McGuirk, Monroe, Munk, Phillips, Robb, Smith, Tandy, Tavelle, Thompson, Trower, Whalen, and Mr. Speaker—30.

NAYS—None.

Absent—Messrs. Alpers, Dalbey, Dickerson, Dow, Farndale, Johnson, Kelly, Kispert, Tognoni, and Mrs. Williams—10.

Remarks by Mr. Boak.

Senate Bill No. 115 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Speaker dismissed the conference committee on Senate Bill No. 113, and appointed a new conference committee consisting of Messrs. Brown, Monroe, and Mayes.

REPORTS OF COMMITTEES

Mr. President and Mr. Speaker:

Your Conference Committee on Senate Bill No. 113 has met and cannot agree on the Assembly amendment which constitutes the difference between the two Houses.

N. W. GETCHELL, EARL MAYES,
A. C. GRANT, WARREN L. MONROE,
LESLIE KOFOED, FRED J. BROWN.

Mr. Speaker appointed Messrs. Brown, Mayes, and Monroe as a free conference committee on Senate Bill No. 113.

By Committee on Contingent Expenses:

Assembly Resolution No. 31.

Resolved by the Assembly of the Fortieth Session of the Nevada Legislature, That the State Controller of the State of Nevada be and he is hereby directed

and authorized to draw his warrant, and the State Treasurer is directed to pay the same, in favor of the following persons or firms for the amounts set opposite their names:

A. Carlisle and Company	$34.20
Bell Telephone Company	11.40
	$45.60

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

HOUSE IN SESSION

Mr. Speaker in the Chair.
Quorum present.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to inform your honorable body that the Senate has adopted the report of the Free Conference Committee on Senate Bill No. 113.

F. BUCKINGHAM,
Assistant Secretary of the Senate.

REPORTS OF COMMITTEES

To the Honorable the Senate and Assembly:

Your Committee on Free Conference to whom was referred Senate Bill No. 113 begs leave to report that it has considered the same and reports the same back with an amendment thereto, with the recommendation that the amendment be adopted and that the bill do pass, as amended.

Amendment proposed by Mr. Brown: Amend section 1 of Senate Bill No. 113, page 2, line 15, strike the portion of lines 15, 16, 17, 18, and 19 in brackets in the printed bill; strike the Assembly amendment, and add in lieu thereof the following: "*provided*, that the County Commissioners of any county in the State, upon the application of any person, persons, organization, or governmental department may appoint a committee of one each, sportsmen, livestock, U. S. Forest Service, game management division, Fish and Wild Life Service, and Taylor Grazing Division to consider the advisability of opening hunting season on does in any district or specified portion of such county; and whenever in the judgment of said committee it appears that a limited reduction in the number of does is necessary for the protection to the ranges or watersheds of the particular area affected, said committee shall make appropriate recommendations to the State Fish and Game Commission, which commission is hereby authorized to permit licensed hunters to take not in excess of one (1) doe during the open season under such rules and regulations as said commission may prescribe."

N. H. GETCHELL, FRED J. BROWN,
CHAS. RUSSELL, WARREN L. MONROE,
RALPH LATTIN, WM. J. CASHILL.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Concurrent Resolution No. 6 with the engrossed copy, finds the same correctly enrolled, and has this day delivered the same to the office of Secretary of State.

Also, has compared Assembly Enrolled Bills Nos. 27, 58, 84, 153, 178, 237, 240, 244, 252, 263, 265, and 275, and Assembly Joint Resolution No. 9 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

DENVER DICKERSON, *Chairman.*

There being no objections, Mr. Speaker and the Chief Clerk signed Senate Bills Nos. 51, 126, 38, 92, 113, 40, 165, 173, 181, 230, 238, 260, 261, 270, 271, 274, 280, 281, 282, 291, 296, and Assembly Substitute for Assembly Bill No. 12.

COMMUNICATIONS

RENO, NEVADA, March 19, 1941.

MR. WILLIAM J. CASHILL, *Speaker of the Assembly, Carson City, Nevada.*

DEAR MR. CASHILL: Will you convey to your entire body our deep appreciation for the thoughts and deep respect expressed in Assembly Resolution No. 19.

We will ever remember all the kindnesses, and may God be with you all is the wish of our family and myself.

Respectfully yours,

MRS. J. H. MILLER AND FAMILY.

MOTIONS, RESOLUTIONS, AND NOTICES

By Mr. Jones:

Assembly Resolution No. 32, providing payment of certain sums to attachés of the Fortieth Session of the Assembly of the State of Nevada:

WHEREAS, E. C. Mulcahy, Chief Clerk of the Assembly, is required to remain for an indefinite period after adjournment to complete the work of the Legislature; and

WHEREAS, Bert Spencer and Alice Nelson are required to remain for an indefinite period after adjournment to complete the work of the Legislature; and

WHEREAS, A. J. Maestretti, bill drafter of the Assembly has been required to and has rendered extraordinary services beyond those required in his regular services and his services to be performed; and

WHEREAS, Frank Legarza and Bob Fletcher have rendered services beyond those required by their regular services and for services to be performed; now, therefore, be it

Resolved by the Assembly of the State of Nevada, That for the services rendered and to be rendered by the persons above named, there be paid to E. C. Mulcahy the sum of two hundred and eighty ($280) dollars; to Bert Spencer the sum of fifty ($50) dollars; to A. J. Maestretti the sum of one hundred ($100) dollars; to Alice Nelson the sum of twenty-five ($25) dollars; to Frank Legarza the sum of thirty ($30) dollars; and to Bob Fletcher the sum of thirty ($30) dollars, to be paid from the Legislative Fund heretofore created, and the State Controller is hereby directed to draw his warrant in favor of said persons for the sums specified, and the State Treasurer is hereby directed to pay the same out of the Legislative Fund.

Mr. Kelly moved the adoption of the resolution.

Resolution adopted.

By Mr. Jones:

Assembly Resolution No. 33:

Resolved by the Assembly of the Fortieth Session of the Nevada Legislature, That the following-named persons, to wit: Wes Johnson, Hannah Morris, Florence Blackham, Tom Foley, Frank P. Arlang, Mary Branson Claunch, Maxine Werner, Sue Brannin, Edith Recanzone, Ruth Jeanney, Velma Redden, Fern Caffery, Eleanor Fabri, Edith Welty, Katherine H. Smith, P. W. Duffin, Myrle Defenbaugh, Harley Harmon, Alice Nelson each be allowed the sum of eighteen ($18) dollars for extra services rendered as attachés of the Assembly, and that Eleanor Newnham and Marion Peyton be allowed thirty ($30) dollars for extra services as enrolling clerks of the Assembly, and that Harry Powell,

Tarrey Sexberg, and Louis Spitz be allowed six ($6) dollars for extra services; and be it further

Resolved, That the State Controller of the State of Nevada is hereby authorized, empowered, and directed to draw his warrants in favor of each of these persons for the amount specified, and the State Treasurer of the State of Nevada is hereby directed to pay the said persons designated out of the Legislative Fund.

Mr. Kelly moved the adoption of the resolution.

Resolution adopted.

Mr. Speaker appointed the following committee to wait upon the Senate and inform the honorable body that the Assembly was ready to adjourn: Messrs. Dickerson, Boak, and Johnson.

Mr. Speaker appointed the following committee to wait upon the Governor and inform him that the Assembly is now ready to adjourn: Messrs. Tandy, Donnelly, and Covington.

HOUSE IN SESSION

Mr. Speaker in the Chair.

Quorum present.

There being no objections, Mr. Speaker and the Chief Clerk signed Assembly Bills Nos. 16, 43, 46, 67, 73, 74, 82, 102, 279, 117, 128, 133, 140, 152, 172, 177, 179, 219, 235, 251, 255, 259, 269, 114, 286, 298, 299, Assembly Substitute for Assembly Bill No. 47, Assembly Joint Resolution No. 10, and Assembly Concurrent Resolution No. 9.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 16, 43, 46, 67, 73, 74, 82, 102, 279, 117, 128, 133, 140, 152, 172, 177, 179, 219, 235, 251, 255, 259, 269, 114, 286, 298, 299, Assembly Substitute for Assembly Bill No. 47, Assembly Joint Resolution No. 10, and Assembly Concurrent Resolution No. 9 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

DENVER DICKERSON, *Chairman.*

A committee from the Senate consisting of Senators Getchell, DeVotie, and Russell reported to the Assembly that the Senate was ready to adjourn.

Mr. Tandy moved that the Fortieth Session of the Assembly of the Legislature of the State of Nevada adjourn *sine die*.

Carried.

Mr. Speaker declared the Assembly adjourned *sine die*.

Approved: WILLIAM J. CASHILL,
Speaker of the Assembly.

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

PERSONNEL OF NEVADA ASSEMBLY
Fortieth Session, 1941

HON. WM. J. CASHILL, *Speaker*; HON. J. E. MCELROY, *Speaker pro tem.*

County	*Name*	*P. O. Address*
Churchill	Dalbey, Allan K.	Fallon
	Kispert, Harold G.	Fallon
Clark	Baker, C. D.	208 Beckley Building, Las Vegas
	Bunker, Berkeley L.	608 South Sixth Street, Las Vegas
	Farndale, James	922 South Second Street, Box 293, Las Vegas
	Jones, Clifford A. (Cliff)	208 Beckley Building, Las Vegas
Douglas	Mack, Duane E.	Minden
Elko	McCuistion, M. E. (Ted)	Montello
	McElroy, J. F.	Wells
	Monroe, Warren L.	Elko
	Tavelle, W. B.	Deeth
Esmeralda	Dow, Amos H.	Goldfield
Eureka	Tognoni, Nye W.	Eureka
Humboldt	Giroux, David E.	Winnemucca
	Smith, Berton (Bert)	Winnemucca
Lander	Tandy, Doug H.	Austin
Lincoln	Thompson, Jerry	Pioche
	Trower, E. H.	Caliente
Lyon	Alpers, Ernest	Smith
	Mayes, Earl	Yerington
Mineral	Donnelly, Hayes	Hawthorne
Nye	Boak, C. C.	Tonopah
	Robb, Ray	Tonopah
	Williams, Mrs. Helen	Hot Creek
Ormsby	Dickerson, Denver	DeLux Auto Court, Carson City
Pershing	Munk, Harry A.	Lovelock
Storey	McGuirk, Don	Virginia City
Washoe	Brooks, Ernest	Care Rewana Farms, Reno
	Brown, Fred J.	441 West Second Street, Reno
	Cashill, William J.	400 Belmont Road, Reno
	Covington, H. L. (Tex)	1519 B Street, Sparks
	Jepson, O. D.	934 F Street, Sparks
	Johnson, Ben L.	Gerlach
	Kleppe, Ernest J.	520 South Center Street, Reno
	Loomis, E. Frandsen (Bud)	1080 Evans Avenue, Reno
	Phillips, Fred	1381 Humboldt Street, Reno
White Pine	Carlson, Clifford A. (Cliff)	East Ely
	Cooper, Joe S.	Ruth
	Lewis, Francis E.	Ely
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